

FEDERAL REGISTER

THE NATIONAL ARCHIVES
OF THE UNITED STATES
1934

VOLUME 20 NUMBER 136

Washington, Thursday, July 14, 1955

TITLE 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

SUBPART—CLASSIFICATION AND ACCOUNTING RULES AND REGULATIONS

MISCELLANEOUS AMENDMENTS

Pursuant to provisions of § 927.36 of the order, as amended, (7 CFR Part 927) regulating the handling of milk in the New York metropolitan milk marketing area, and of the Administrative Procedure Act (5 U. S. C. 1001 et seq.) a public meeting was held at New York, New York, on June 7, 1955 to consider proposals for the amendment of the rules and regulations heretofore issued (§ 927.101 et seq.) pursuant to said order. Notice of said public meeting was issued on May 25, 1955, and published in the FEDERAL REGISTER on June 2, 1955 (20 F. R. 3849).

After due consideration of the data, views and arguments presented by interested parties at such public meeting, the rules and regulations heretofore amended are hereby further amended, subject to the approval of the Secretary of Agriculture as follows:

1. Amend § 927.105 by changing the words "no more than 15 percent" to "but less than 10 percent."

2. Amend § 927.106 by deleting the words "all parts" and substituting therefor the words "any part or parts."

3. Amend § 927.108 by adding the following sentence: "This definition includes but it is not limited to the products properly known as buttermilk, chocolate milk, chocolate drink, egg nog and yogurt."

4. Amend § 927.124 by adding the words "whipped topping mixture" after the words "cultured or flavored milk drinks."

5. Amend §§ 927.125, 927.126 and 927.128 by adding the following sentence to each section: "The addition of water as such at any plant shall not be considered the addition of a non-milk ingredient for purposes of this definition."

6. Add a new § 927.129 as follows:

§ 927.129 *Half and half*. "Half and half" means the product composed of skim milk and of not less than 10 percent nor more than 15 percent butterfat to which may or may not have been added ingredients other than those derived from milk, such ingredients not to exceed 4.0 percent. This definition shall not be deemed to include products that are included in other definitions. The addition of water as such at any plant shall not be considered the addition of a non-milk ingredient for purposes of this definition.

7. Amend § 927.144 by adding the following terms in the first sentence: "Whipped topping mixture" and "half and half" between the words "sour cream" and "concentrated fluid milk."

8. Amend § 927.146 by adding the following terms in the first sentence: "Whipped topping mixture" and "half and half" between the words "frozen cream" and "concentrated fluid milk."

9. Amend § 927.147 by changing the words "packaged cream or sour cream" to "packaged cream, sour cream or half and half."

10. Amend § 927.148 by adding the following sentence: "Deduct butterfat received in the form of packaged half and half pro rata from butterfat leaving the plant or in the closing inventories at the plant in the form of packaged half and half."

11. Add a new § 927.149a *Whipped topping mixture: Step 1* as follows:

§ 927.149a *Whipped topping mixture: Step 1*. Deduct butterfat in opening inventories or received in the form of packaged whipped topping mixture from butterfat leaving the plant or in the closing inventories at the plant in the form of packaged whipped topping mixture.

12. Amend § 927.150 to read as follows:

§ 927.150 *Milk drinks: Step 1*. Deduct butterfat in the opening inventories in the form of packaged cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat from butterfat in like form in packaged cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat leaving the plant or in the

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Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

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CFR SUPPLEMENTS

(For use during 1955)

The following Supplements are now available:

Title 6 (\$2.00)

Title 26: Parts 183-299 (\$0.30)

Title 46: Parts 1-145 (\$0.40)

Previously announced: Title 3, 1954 Supp. (\$1.75); Titles 4-5 (\$0.70); Title 7: Parts 1-209 (\$0.60); Parts 210-899 (\$2.50); Part 900 to end (\$2.25); Title 8 (\$0.45); Title 9 (\$0.65); Titles 10-13 (\$0.50); Title 14: Parts 1-399 (\$2.25); Part 400 to end (\$0.65); Title 15 (\$1.25); Title 16 (\$1.25); Title 17 (\$0.55); Title 18 (\$0.50); Title 19 (\$0.40); Title 20 (\$0.75); Title 21 (\$1.75); Titles 22-23 (\$0.75); Title 24 (\$0.75); Title 25 (\$0.50); Title 26: Parts 1-79 (\$0.35); Parts 80-169 (\$0.50); Parts 170-182 (\$0.50); Part 300 to end and Title 27 (\$1.25); Titles 28-29 (\$1.25); Titles 30-31 (\$1.25); Title 32A, Revised December 31, 1954 (\$1.50); Titles 35-37 (\$0.75); Title 38 (\$2.00); Title 39 (\$0.75); Titles 40-42 (\$0.50); Titles 44-45 (\$0.75); Titles 47-48 (\$1.25); Title 49: Parts 1-70 (\$0.60); Parts 71-90 (\$0.75); Parts 91-164 (\$0.50); Part 165 to end (\$0.60); Title 50 (\$0.55)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

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closing inventories at the plant in accordance with § 927.220.

13. Amend § 927.151 as follows:

a. Change the first sentence to read: "Deduct butterfat received in the form of packaged cultured or flavored milk drinks of less than 3 or more than 5 percent butterfat from butterfat in like form in packaged cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat leaving the plant or in the closing inventories at the plant."

b. In the last two sentences, change the words "cultured or flavored milk drinks" to read "packaged cultured or flavored milk drinks."

14. Amend § 927.154 by adding new paragraphs (h) (i) and (j) as follows:

(h) Packaged half and half, 1.5 percent;

(i) Packaged cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat where the butterfat content has been determined pursuant to § 927.242 (a) 1.5 percent;

(j) Cream containing not less than 75 percent butterfat, 1.0 percent;

15. Add new § 927.155a *Milk drinks: Step 2a* as follows:

§ 927.155a *Milk drinks: Step 2a.* Deduct butterfat in the opening inventories in the form of cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat from butterfat in like form in cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat leaving the plant or in the closing inventories at the plant in accordance with § 927.220.

16. Add new § 927.155b *Milk drinks: Step 2b* as follows:

§ 927.155b *Milk drinks: Step 2b.* Deduct butterfat received in the form of cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat from butterfat in like form in cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat leaving the plant or in the closing inventories at the plant. If such butterfat is pooled butterfat, it should be deducted, as far as possible, from butterfat in cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat classified as Class II. If such butterfat is non-pooled butterfat, it should be deducted, as far as possible, from butterfat in cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat classified as Class III. Deduct remaining butterfat in the opening inventories or received in the form of cultured or flavored milk drinks of less than 3 percent or more than 5 percent from butterfat in products in which the handler claims to have used such butterfat. Deduct any remaining butterfat in opening inventories or received in the form of cultured or flavored milk drinks of less than 3 percent or more than 5 percent butterfat from plant loss and classify it as Class II.

17. Add new § 927.155c *Whipped topping mixture: Step 2* as follows:

§ 927.155c *Whipped topping mixture: Step 2.* Deduct butterfat in the opening inventories or received in the form of whipped topping mixture from butterfat leaving the plant or in the closing inventories at the plant in the form of whipped topping mixture. Deduct any remaining butterfat in the opening inventories or received in the form of whipped topping mixture from butterfat in products leaving the plant or in the closing inventories at the plant in which the handler claims to have used such butterfat. If any butterfat received in the form of whipped topping mixture remains it should be deducted from plant loss.

18. Amend § 927.169 by adding the following sentences: "Deduct the opening inventories of butterfat in half and half from butterfat leaving the plant or in the closing inventories at the plant in accordance with § 927.220. Deduct butterfat received in the form of half and half pro rata from butterfat leaving the plant or in the closing inventories at the plant in the form of half and half."

19. Amend § 927.170 by inserting the following terms in the first sentence:

a. "Half and half" between the words "cream" and "sour cream."

b. "Whipped topping mixture" between the words "homogenized mixtures" and "cream cheese."

20. Amend § 927.171 by adding the words "or half and half" after the word "cream" in both sentences.

21. Amend § 927.176 as follows:

a. Change paragraph (p) to read as follows:

(p) Cheeses with cream added, except those cheeses defined in §§ 927.119 and 927.120, 2.5 percent;

b. Add new paragraphs (r) and (s) as follows:

(r) Half and half, 2.5 percent;

(s) Cultured or flavored milk drinks where the butterfat content has been determined pursuant to § 927.242 (a), 2.5 percent.

22. Add a new § 927.179a *Receiving plant loss allowance: Step 1* as follows:

§ 927.179a *Receiving plant loss allowance: Step 1.* Add 1 percent to the remaining butterfat leaving the plant or in the closing inventories at the plant in any form other than milk or fluid milk products: *Provided*, That, if such additions are greater than the remaining plant loss, they shall be reduced pro rata to the point where they are equal to the plant loss. Deduct such additions from the plant loss.

23. Amend § 927.181 to read as follows:

§ 927.181 *Receiving plant loss allowance: Step 2.* Add 1 percent to the butterfat leaving the plant or in the closing inventories at the plant in the form of milk or fluid milk products: *Provided*, That if such additions are greater than the remaining plant loss they shall be reduced pro rata to the point where they are equal to the plant loss. Deduct such additions from the plant loss. Classify any remaining plant loss as Class I-A.

24. Amend § 927.182 by inserting the term "half and half" in the first sentence

between the words "milk" and "concentrated fluid milk."

25. Amend § 927.200 (c) by changing the section references from "§ 927.201 (b) and § 927.202 (c)" to "§§ 927.201 (b), 927.202 (c) and 927.204 (b) "

26. Amend § 927.201 as follows:

a. In paragraph (c) change the section references from "§§ 927.200 (b) and 927.202 (c)" to "§§ 927.200 (b) 927.202 (c) and 927.204 (b) "

b. In paragraph (d) add the following provisos: "*Provided*, That the butterfat in pool cream which has been classified at the shipping plant in accordance with § 927.33 (d) of the orders, shall to the extent possible, be first assigned to the same class of butterfat: *Provided*, further, That any remaining butterfat so classified shall first be assigned pro rata to the remaining classes of butterfat excepting Classes I-A and II, to the extent possible. Any remaining butterfat shall be first assigned to Class II and then to Class I-A."

27. Amend § 927.202 (d) by changing the section references from "§§ 927.200 (b) and 927.201 (b)" to "§§ 927.200 (b) 927.201 (b) and 927.204 (b) "

28. Amend § 927.202 (e) by adding the following provisos: "*Provided*, That the butterfat in pool milk which has been classified at the shipping plant in accordance with § 927.33 (d) of the orders shall, to the extent possible, be first assigned to the same class of butterfat: *Provided*, further, That any remaining butterfat so classified shall first be assigned pro rata to the remaining classes of butterfat excepting Classes I-A and II, to the extent possible. Any remaining butterfat shall be first assigned to Class I-A and then to Class II."

29. Add a new § 927.204 *Half and half assignment* as follows:

§ 927.204 *Half and half assignment.* (a) Tabulate the classes of all butterfat received in the form of half and half (total of the butterfat deducted from the several classes pursuant to §§ 927.148, 927.169, and 927.171, as such deductions are modified by any interchanges made pursuant to § 927.182).

(b) Butterfat received in the form of non-pooled half and half shall be assigned as far as possible to Class III, which has been tabulated pursuant to paragraph (a) of this section. Any remaining non-pooled butterfat shall be assigned to Class II.

(c) Classes of butterfat remaining after the assignment pursuant to paragraph (b) of this section may be interchanged with classes of butterfat remaining after the assignments pursuant to §§ 927.200 (b), 927.201 (b), and 927.202 (c) to half and half.

(d) After the assignments pursuant to paragraphs (b) and (c) of this section, at the option of the handler or handlers involved, butterfat in pooled half and half from other plants may be assigned to any of the remaining classes of butterfat received in the form of half and half.

30. Amend § 927.220 as follows:

a. Insert in the first sentence the term "half and half" after the words "inventories of milk."

RULES AND REGULATIONS

b. Eliminate the two sentences beginning with "In the event that the opening inventories * * *" and ending with "* * * in like form could be deducted.", and substitute therefor the following: "In the event that the opening inventories of any product were also opening inventories for the previous month, the butterfat in such product shall be deducted in the same manner as receipts of such product."

c. Add a new sentence as follows: "In the event that no pooled butterfat is received in the succeeding month, closing inventories of butterfat in the form of milk, half and half, concentrated fluid milk or plain condensed milk, fluid milk products, cultured or flavored milk drinks, cream, sour cream and fluid cream products shall be classified on a pro rata basis in the same manner as is classified the butterfat in all dairy products leaving the plant."

31. Amend § 927.230 by adding the following to the table contained therein:

Half and half..... 10

32. Amend § 927.231 as follows:

a. Delete those products listed prior to "Cream (16 percent bf)" their stated units and their stated net weights.

b. Add the following to the table:

Half and half.....	40 quarts or 40-quart can.	85.47
Cultured milk drink.....	do.	88.00
Flavored milk drink.....	do.	88.00
Mixtures (similar to homogenized mixtures) from which flavored milk drinks are made, received at a plant or shipped from a plant.	do.	91.00

33. Amend § 927.242 as follows:

§ 927.242 *Butterfat in cultured and flavored milk drinks containing less than 3 percent or more than 5 percent butterfat.* (a) If specific fat tests have been properly made and recorded the butterfat content shall be determined as follows:

(1) Determine the weight of the cultured or flavored milk drinks. In the absence of specific weights convert volume to weight by the use of the conversion factor in § 927.231.

(2) Determine the total amount of fat in the cultured or flavored milk drink on the basis of fat test and the weight of the product.

(3) Determine the total amount of fat other than butterfat in the cultured or flavored milk drink on the basis of the fat content of the non-milk products used in the manufacture of the cultured or flavored milk drinks.

(4) Determine the butterfat content of the cultured or flavored milk drink by subtracting from the total fat content of the cultured or flavored milk drinks, the fat in the non-milk products used.

(b) In the absence of specific tests, the butterfat content of the product shall be assumed to be the same as the butterfat content of all dairy products used in making such cultured or flavored milk drinks, but shall not exceed 8 percent with respect to eggnog and 2 percent with respect to all other cultured or flavored milk drinks. However, if the finished cultured or flavored milk drinks

are made principally from a mixture having a specific butterfat test, the butterfat content shall be assumed to be the butterfat content of such mixture.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c).

Issued this 1st day of July 1955 at New York, N. Y.

C. J. BLANDFORD,
Market Administrator

[F. R. Doc. 55-5670; Filed, July 13, 1955; 8:51 a. m.]

PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

SUBPART—CLASSIFICATION AND ACCOUNTING RULES AND REGULATIONS

APPROVAL OF AMENDMENTS

Pursuant to the provisions of § 927.36 of Order No. 27, as amended (7 CFR Part 927) regulating the handling of milk in the New York metropolitan milk marketing area, the tentative amendment issued on July 1, 1955 by the market administrator of said Order No. 27, as amended, to the classification and accounting rules and regulations heretofore issued (§ 927.101 et seq.) pursuant to the provisions of said Order No. 27, as amended, is hereby approved and shall be effective on and after the first day of August 1955.¹

Order No. 27, as amended, requires that such rules and regulations, and amendments thereto, become effective on the first day of the month following their approval by the Secretary of Agriculture. The changes effected by this amendment to the rules and regulations to some extent tend to relieve restriction and otherwise do not require substantial or extensive preparation by handlers prior to the effective date of the amendment. Furthermore, the said tentative amendment as issued by the market administrator on July 1, 1955, was sent, on or about that date, to all handlers operating pool plants. In these circumstances, the time intervening between the date of approval of the tentative amendment and its effective date affords handlers a reasonable time to prepare for its effective date. It is, therefore, found and determined that August 1, 1955, herein fixed as the effective date for the said amendment, is reasonable and proper in the circumstances and that to defer the effective date of the said amendment to a date 30 days or more after publication in the FEDERAL REGISTER would be impracticable, unnecessary, and contrary to the public interest.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. 608c)

Done at Washington, D. C., this 11th day of July 1955.

[SEAL] F. R. BURKE,
Acting Deputy Administrator

[F. R. Doc. 55-5671; Filed, July 13, 1955; 8:51 a. m.]

¹ See F. R. Document 55-5670, *supra*.

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter F—Alaska Commercial Fisheries

PART 104—BRISTOL BAY AREA

WEEKLY CLOSED PERIODS

Basis and purpose: On the basis of excessive salmon catches in the Kvichak-Naknek, Egegik, and Ugashik districts of Bristol Bay, and excellent escapements in Wood River in the Nushagak district, the following adjustments in the weekly closed periods are necessary.

Therefore, effective immediately upon publication in the FEDERAL REGISTER, § 104.5 is amended in:

1. Paragraphs (b) (c) and (d) by changing Saturday to Friday.
2. By deleting paragraph (a) effective July 18.

Since immediate action is necessary, notice and public procedure on this amendment are impracticable (60 Stat. 237, 5 U. S. C. 1001 et seq.)

(Sec. 1, 43 Stat. 464, as amended; 48 U. S. C. 221)

Dated: July 13, 1955.

ARNIE J. SUOMELA,
Acting Director

[F. R. Doc. 55-5797; Filed, July 13, 1955; 11:21 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix C—Public Land Orders

[Public Land Order 1185]

[Anchorage 022250]

ALASKA

WITHDRAWING PUBLIC LANDS FOR USE OF BUREAU OF PUBLIC ROADS, DEPARTMENT OF COMMERCE, AS MAINTENANCE STATION AND STORAGE YARD

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Alaska are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and the mineral-leasing laws, and reserved for use of the Bureau of Public Roads, Department of Commerce, as a permanent maintenance station and storage yard in connection with the maintenance of the Glacier Highway.

U. S. Survey 2386; Lot 1.
U. S. Survey 3260; Lots 22 and 39.

The tracts described contain 7.35 acres.

ORME LEWIS,
Assistant Secretary of the Interior

JULY 8, 1955.

[F. R. Doc. 55-5626; Filed, July 13, 1955; 8:45 a. m.]

[Public Land Order 1186]

[New Mexico 013651; Misc. 2051678]

NEW MEXICO

PARTIALLY REVOKING PUBLIC LAND ORDER NO. 833 OF MAY 21, 1952, AND WITHDRAWING CERTAIN PUBLIC LANDS FOR USE OF DEPARTMENT OF THE ARMY FOR MILITARY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 833 of May 21, 1952, withdrawing certain public lands for use of the Department of the Army for military purposes is hereby revoked so far as it affects the following described lands:

NEW MEXICO PRINCIPAL MERIDIAN

- T. 6 S., R. 2 E.,
Sec. 28, W $\frac{1}{2}$.
T. 10 S., R. 2 E.,
Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 11 S., R. 2 E.,
Sec. 16, W $\frac{1}{2}$ and W $\frac{1}{2}$ E $\frac{1}{2}$.
T. 12 S., R. 2 E.,
Sec. 28, W $\frac{1}{2}$.
T. 14 S., R. 2 E.,
Sec. 16, W $\frac{1}{2}$ W $\frac{1}{2}$.
T. 15 S., R. 2 E.,
Sec. 9, SW $\frac{1}{4}$.
T. 16 S., R. 2 E.,
Sec. 21, W $\frac{1}{2}$.
T. 21 S., R. 3 E.,
Sec. 25, S $\frac{1}{2}$ S $\frac{1}{2}$.
T. 21 S., R. 4 E.,
Sec. 31, lots 5 and 6, those portions south of right-of-way of U. S. Highway No. 70;
Sec. 32, lots 8 and 9, those portions south and east of right-of-way of U. S. Highway No. 70.
T. 22 S., R. 4 E.,
Sec. 5;
Sec. 6, lots 11, 12, 13, 16 to 23, inclusive, and those portions of lots 9, 10, 14, and 15 lying south and west of U. S. Highway No. 70;
Secs. 7 and 8;
Sec. 16, W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$,
Secs. 17 to 22, inclusive;
Secs. 27 to 34, inclusive.
T. 23 S., R. 4 E.,
Sec. 6, NW $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$.
T. 6 S., R. 7 E.,
Sec. 7, lot 1, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, those portions lying north and east of right-of-way of U. S. Highway No. 380;
Sec. 8, S $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$, those portions north and east of right-of-way of U. S. Highway No. 380;
Sec. 9, NW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ S $\frac{1}{2}$, those portions north and east of right-of-way of U. S. Highway No. 380;
Sec. 15, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$, those portions north and east of right-of-way of U. S. Highway No. 380;
Sec. 14, S $\frac{1}{2}$ N $\frac{1}{2}$, that portion north and east of right-of-way of U. S. Highway No. 380;
Sec. 13, S $\frac{1}{2}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$, those portions north and east of right-of-way of U. S. Highway No. 380;
Sec. 24, NE $\frac{1}{4}$ NE $\frac{1}{4}$, that portion north and east of right-of-way of U. S. Highway No. 380.
T. 6 S., R. 8 E.,
Sec. 19, that portion north and east of right-of-way of U. S. Highway No. 380;
Sec. 29, N $\frac{1}{2}$, that portion north and east of right-of-way of U. S. Highway No. 380.
T. 9 S., R. 8 E.,
Sec. 4.
T. 18 S., R. 8 E.,
Sec. 17, E $\frac{1}{2}$.
T. 20 S., R. 8 E.,
Secs. 16, 21, 28, and 33.

T. 21 S., R. 8 E.,
Secs. 4, 9, 16, 21, 28, and 33.

The areas described aggregate 22,640 acres.

2. Subject to valid existing rights, the following-described public lands in New Mexico are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for use of the Department of the Army for military purposes:

NEW MEXICO PRINCIPAL MERIDIAN

- T. 6 S., R. 7 E.,
Sec. 6, lot 5, that portion south and west of right-of-way of U. S. Highway No. 380.
T. 6 S., R. 8 E.,
Sec. 18, that portion south and west of right-of-way of U. S. Highway No. 380;
Sec. 20, that portion south and west of right-of-way U. S. Highway No. 380;
Sec. 28, that portion south and west of right-of-way U. S. Highway No. 380.

The areas described aggregate 310 acres.

3. The withdrawal made by paragraph 2 of this order shall take precedence over, but not otherwise affect, the order of the Secretary of the Interior of April 8, 1935, establishing New Mexico Grazing District No. 4, so far as such order affects any of the lands described in said paragraph.

4. The lands released from withdrawal by paragraph 1 of this order lie along the outer boundary of the Alamogordo Bombing Range, and are, at present, potential grazing lands.

No application for the lands described in paragraph 1 may be allowed under the homestead, desert-land, small tract, or any other nonmineral public-land law unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon the consideration of an application. Any application that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified.

This order shall not otherwise become effective to change the status of the restored lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall become subject to application, petition and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws, and the 91-day preference-right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Veterans preference-right applications under the said act of September 27, 1944, may be received on or before 10:00 a. m. on the 35th day after the date of this order, and those covering the same lands shall be treated as though simultaneously filed at that time. Applications filed under the act after that time and during the succeeding 91 days shall be considered in the order of filing. Applications by the general public under the public-land laws, including the mineral-leasing laws, received on or before 10:00 a. m. on the 126th day after the date of this order shall be treated as though simultaneously filed at that

time, where the applications are for the same lands; otherwise, priority of filing shall govern.

Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, New Mexico.

ORLIE LEWIS,

Assistant Secretary of the Interior.

JULY 8, 1955.

[P. R. Doc. 55-5627; Filed, July 13, 1955; 8:45 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 6302]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

SAMUEL GAILBAND, INC., ET AL.

Subpart—*Misrepresenting oneself and goods*—Goods: § 13.1650 *History of product*; § 13.1685 *Nature*; § 13.1745 *Source or origin*: Maker or seller, etc., Place: Foreign, in general. Subpart—*Neglecting, unfairly or deceptively, to make material disclosure*: § 13.1854 *History of product*: Fur Products Labeling Act; § 13.1870 *Nature*: Fur Products Labeling Act; § 13.1900 *Source or origin*: Fur Products Labeling Act: Maker or seller etc., Place. In connection with the introduction into commerce, or the sale, or offering for sale in commerce, or the transportation or distribution in commerce, of any fur, as "commerce" and "fur" are defined in the Fur Products Labeling Act, falsely or deceptively invoicing fur by: (1) Failing to furnish invoices which show: (a) The name or names of the animal or animals producing the fur as set forth in the Fur Products Name Guide and as prescribed under the rules and regulations; (b) the name and address of the person issuing such invoices; (c) the name of the country of origin of any imported furs; and (2) using on invoices the name of any country other than the actual country of origin of furs, or furnishing invoices which contain any form of misrepresentation or deception, directly or by implication, with respect to such fur; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 45. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U. S. C. 45, 69f) [Cease and desist order, Samuel Gailband, Inc. (New York, N. Y.), et al., Docket 6302, May 27, 1955]

In the Matter of Samuel Gailband, Inc., a Corporation, Irving Levine, Individually and as President of Said Corporation, and Melvin Gladstone, Individually and as Vice President of Said Corporation

This proceeding was heard by J. Earl Cox, hearing examiner, upon the complaint of the Commission which charged respondent corporation, and two others, individually and as president and vice-president, respectively, thereof, with having violated the Fur Products Labeling Act and the Federal Trade Commission Act by falsely and deceptively

invoicing furs which had been offered for sale and sold by them in commerce; and upon a Stipulation for Consent Order which was entered into by respondents with counsel supporting the complaint, was approved by the Director and Assistant Director of the Bureau of Litigation, and transmitted to the hearing examiner.

Said stipulation provided, among other things, that respondents admitted all the jurisdictional allegations set forth in the complaint and that the record in the matter might be taken as if findings of jurisdictional facts had been made in accordance with such allegations; that the stipulation, together with the complaint, should constitute the entire record in the matter; that the complaint might be used in construing the order agreed upon, which might be altered, modified, or set aside in the manner provided by the statute for orders of the Commission; and that the signing of the stipulation was for settlement purposes only and did not constitute an admission by respondents that they had violated the law as alleged in the complaint.

It was further set forth that the order provided for in the stipulation and included in the initial decision should have the same force and effect as if made after a full hearing, presentation of evidence and findings and conclusions thereon, and all parties waived the filing of answer, hearings before a hearing examiner or the Commission, the making of findings of fact or conclusions of law by the hearing examiner or the Commission, the filing of exceptions and oral argument before the Commission, and all further and other procedure before the

hearing examiner and the Commission, to which respondents might be entitled under the Federal Trade Commission Act or the rules of the Commission, including any and all right, power, or privilege to challenge or contest the validity of the order entered in accordance with the stipulation.

Thereafter said hearing examiner made his initial decision in which he set forth the aforesaid matters; found that the order agreed upon conformed to that contained in the notice accompanying the complaint, and disposed of all the issues raised therein; and, accordingly, accepted the Stipulation for Consent Order, found the proceeding to be in the public interest, and issued his order to cease and desist.

Thereafter said initial decision, including said order, as announced and decreed by "Decision of the Commission and Order to File Report of Compliance", dated May 27, 1955, became, on said date, pursuant to Rule XXII of the Commission's Rules of Practice, the decision of the Commission.

Said order to cease and desist is as follows:

It is ordered, That respondents Samuel Gailband, Inc., a corporation, and its officers, and Irving Levine and Melvin Gladstone, individually and as officers of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale or offering for sale in commerce, or the transportation or distribution in commerce, of any fur, as "commerce" and "fur" are defined in the Fur Products Labeling Act,

do forthwith cease and desist from falsely or deceptively invoicing fur by:

1. Failing to furnish invoices which show:

(a) The name or names of the animal or animals producing the fur as set forth in the Fur Products Name Guide and as prescribed under the rules and regulations;

(b) The name and address of the person issuing such invoices;

(c) The name of the country of origin of any imported furs;

2. Using on invoices the name of any country other than the actual country of origin of furs, or furnishing invoices which contain any form of misrepresentation or deception, directly or by implication, with respect to such fur.

By said "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents Samuel Gailband, Inc., a corporation, Irving Levine, individually and as president of said corporation, and Melvin Gladstone, individually and as vice president of said corporation, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: May 27, 1955.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 55-5669; Filed, July 13, 1955;
8:51 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 951]

HANDLING OF TOKAY GRAPES GROWN IN CALIFORNIA

EXPENSES AND FIXING OF RATE OF ASSESSMENT FOR 1955-56 SEASON

Notice is hereby given that the Department is giving consideration to the following recommendations, submitted by the Industry Committee, established pursuant to the marketing agreement, as amended, and Order No. 51, as amended (7 CFR Part 951, 18 F. R. 4902) regulating the handling of Tokay grapes grown in San Joaquin and Sacramento Counties in California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.)

(a) That the Secretary of Agriculture find that expenses not to exceed \$37,470.00 are likely to be incurred by said committee during the season beginning April 1, 1955, and ending March 31,

1956, both dates inclusive, for its maintenance and functioning under the aforesaid amended marketing agreement and order; and

(b) That the Secretary of Agriculture fix, as the share of such expenses which each handler who first ships grapes shall pay in accordance with the provisions of the aforesaid amended marketing agreement and order during the aforesaid season, the rate of assessment at \$0.008 per standard package, or the equivalent thereof in weight, of Tokay grapes shipped by such handler during said season.

All persons who desire to submit written data, views, or arguments for consideration in connection with the aforesaid proposals may do so by mailing the same to the Director, Fruit and Vegetable Division, Agricultural Marketing Service, Room 2077, South Building, Washington 25, D. C., not later than the 10th day after the publication of this notice in the FEDERAL REGISTER.

Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said

amended marketing agreement and order.

Dated: July 8, 1955.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable
Division, Agricultural Market-
ing Service.

[F. R. Doc. 55-5657; Filed, July 13, 1955;
8:49 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 18]

[Docket No. 11442; FCC 55-758]

INDUSTRIAL, SCIENTIFIC AND MEDICAL SERVICE

INDUSTRIAL HEATING EQUIPMENT

In the matter of amendment of Part 18 to establish a type acceptance procedure for industrial heating equipment and in general to reorganize the regulations applicable to industrial heating equipment.

1. Notice is hereby given of proposed rule making in the above entitled matter. The proposed rules are set forth below.

2. Part 18 presently requires that all industrial heating equipment have posted a certificate setting forth the conditions under which the equipment shall be operated, a summary of the engineering tests made and the measured data obtained and certifying that the equipment may reasonably be expected to meet the requirements of Part 18 under the described conditions of operation for a period of at least three years. The regulations are not specific as to whether the measurements are to be made individually for each equipment at its point of operation or whether measurements at the manufacturer's plant on a prototype are acceptable. Furthermore, the present rules require a power line filter but do not contain any standards for this device.

3. It is proposed to revise the certification procedure for industrial heating equipment to clearly specify when measurements on a prototype may be accepted and when measurements on the individual equipment at its point of operation must be made. Under the proposed rules, type acceptance by the Commission of an individual heater will be made the basis for the issuance by the manufacturer of a "Manufacturer's Certification of FCC Type Acceptance". Type acceptance by the Commission may be obtained by the submission of a complete set of measurements on a prototype.

4. It is further proposed to strengthen the certification procedure by requiring that each certification for industrial heating equipment be renewed. It is known that aging of tubes and other components, corrosion of joints in shielding and of ground straps can produce substantial changes in the radiation characteristics of these equipments. The Commission therefore believes it advisable to require that industrial heating equipment be rechecked from time to time. The renewal period has been set at five years on the basis that at the end of that time there has been sufficient deterioration in circuit components, shielding, ground connections, etc., that retesting of the equipment is warranted. However, the Commission is soliciting comments regarding the reasonableness of this renewal period. It is particularly anxious to receive information regarding the normal life of industrial heating equipment, and the normal periods within which the radiation limits can be maintained.

5. The proposed rules also add a standard for conducted interference along power lines which will serve as a measure of the performance of the power line filter heretofore required. The rules are also being rewritten and rearranged in the interest of increased readability and clarity and to facilitate the administration of these rules.

6. The proposal will make the microwave frequencies allocated for industrial, scientific and medical equipment by Part 2 available for industrial heating equipment. It will also add 915 Mc to the frequencies now available for medical diathermy and for miscellaneous equipment. These actions will grant a petition filed by the General Electric Company requesting that 915 Mc \pm 25 Mc be added

to §§ 18.11 (a) and 18.21 (a) since it proposes to manufacture ISM equipment using this frequency.

7. In this connection, the Commission has received a formal comment from the Lenkurt Electric Company requesting the Commission to defer action on the GE petition until such time as the pending rule making in Docket 10797 is concluded. This rule making, which proposes to make changes in the allocation of certain of the bands above 890 Mc, does not, however, propose a change in the allocation of 915 Mc to ISM equipment. Furthermore, the frequency 915 Mc \pm 25 Mc is allocated for ISM purposes under the International Radio Regulations (Atlantic City, 1947). Accordingly the frequency 915 Mc is being included with the other ISM microwave frequencies to be added to Part 18. However, the Commission will, of course, consider any comments which object to including the frequency 915 Mc in Part 18 before the proposed rule changes are finalized.

8. The proposed rules will also extend the radiation limits now applicable to ISM equipment to certain of the microwave frequencies. However, the Commission recognizes that the proposal to use the same limits for the microwave frequencies is based on extremely meager information available regarding out of band radiation and interference potential of ISM microwave equipment. It is therefore requested that persons commenting on this proposal pay particular attention to the matter of suitable radiation limits for ISM microwave equipment and that comments be specific and be supported by actual data or measurements.

9. The Commission is also interested in receiving information regarding future plans of manufacturers for the ISM frequencies above 2450 Mc as well as information regarding out of band radiation limits and interference potential of equipment likely to operate on these frequencies.

10. Although no specific regulations regarding the use of shielded enclosures are being proposed at this time, the Commission is anxious to receive comments regarding their use for confining radiation and, particularly, with respect to measurement techniques to be used when the equipment being certificated is confined within such a shielded enclosure.

11. Authority for issuance of the amendments set forth below is vested in the Commission by virtue of section 4 (l) and 303 (f) and (r) of the Communications Act of 1934, as amended.

12. Any interested party may file with the Commission on or before August 15, 1955, a written statement or brief setting forth comment in favor or opposed to the proposed amendments. Comments or briefs in reply to the original comments or briefs may be filed within fifteen (15) days from the last day for filing the said original comments or briefs. No additional comments may be filed unless specifically requested by the Commission or good cause for the filing of such additional comments is established. The Commission will consider all such comments, briefs, and statements before taking final action. If any comments are

received which appear to warrant the Commission holding oral argument before final action is taken, notice of the time and place of such oral argument will be given.

13. In accordance with the provisions of § 1.764 of the Commission's rules, an original and fourteen copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: July 6, 1955.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

1. Delete: § 18.17 and footnote 3; §§ 18.21 thru 18.24 inclusive, and footnote 4; § 18.32 and footnote 5; and § 18.83.

2. In § 18.2 add the following definitions:

(f) "Industrial, scientific and medical equipment" (ISM Equipment) Devices which use Hertzian waves for industrial, scientific, medical or other purposes including the transfer of energy by radio and which are neither used for intended to be used for radio-communication.

(g) "Harmful interference" Any radiation or induction which endangers the functioning of a radio-navigation service or of a safety service, or obstructs, or repeatedly interrupts a radio service operating in accordance with the regulations in Part 2 of this chapter.

(h) "ISM frequency" A frequency assigned by this part for the use of ISM equipment. A specified tolerance is associated with each ISM frequency. (See § 18.6.)

3. Add new § 18.6:

§ 18.6 *ISM frequencies and frequency tolerance.* The following frequencies are allocated for use by ISM equipment with the tolerance limits specified:

ISM frequency:	Tolerances
13.56 Mc-----	± 0.05 percent (=6.78 Kc)
27.12 Mc-----	± 160 Kc
40.68 Mc-----	± 20 Kc
915 Mc-----	± 25 Mc
2450 Mc-----	± 59 Mc
5850 Mc-----	± 75 Mc
10600 Mc-----	± 100 Mc
18000 Mc-----	± 150 Mc

4. Amend § 18.11 (a) by adding the frequency 915 Mc with a tolerance of ± 25 Mc.

5. Add new § 18.8:

§ 18.8 *Interference from ISM equipment.* (a) Subject to the exceptions in paragraphs (b) and (c) of this section and irrespective of whether the equipment otherwise complies with the rules in this part, the operator of ISM equipment that causes harmful interference to any authorized radio station shall promptly take such steps as may be necessary to remedy the interference.

(b) The provisions of paragraph (a) of this section shall not apply in the case of interference to an authorized radio station operating on an ISM frequency (including tolerance).

(c) The provisions of paragraph (a) of this section shall not apply in the case of interference to a receiver arising

from direct intermediate frequency pickup by the receiver of the fundamental frequency emissions of ISM equipment operating on an ISM frequency (including tolerance) and otherwise complying with the requirements of this part.

6. Add new centerhead entitled: "Industrial Heating Equipment" including §§ 18.101 through 18.111 inclusive:

INDUSTRIAL HEATING EQUIPMENT

Sec.	
18.101	Operation without a license.
18.102	Technical limitations.
18.103	Renewal of certificate.
18.104	Certification after changes and modifications.
18.105	Manufacturer's certification of FCC type acceptance.
18.106	Type acceptance of industrial heating equipment.
18.107	Engineer's certification attesting compliance with §§ 18.101 to 18.110.
18.108	Measurement of field intensity.
18.109	Location of equipment.
18.110	Effective date of §§ 18.101 to 18.109.

§ 18.101 *Operation without a license.* (a) Industrial heating equipment may be operated without a license provided the design and operation of the equipment complies with the technical limitations for such equipment and provided further that the equipment has been certificated pursuant to the requirements of §§ 18.101 to 18.110 and the certificate is attached to the equipment or is prominently posted in the room in which the equipment is to be operated.

(b) There shall be affixed to each industrial heating equipment, or posted in the room in which the equipment is operated, a certificate required by these rules issued by the manufacturer entitled "Manufacturer's Certification of FCC Type Acceptance" or a certificate entitled "Certification Attesting Compliance" executed by an engineer skilled in making and interpreting field intensity measurements.

§ 18.102 *Technical limitations.* (a) Industrial heating equipment shall be designed and constructed in accordance with good engineering practice with sufficient shielding and filtering to meet the requirements of §§ 18.101 to 18.110.

(b) Industrial heating equipment may be operated on any frequency except frequencies in the bands 490–510 kc, 2170–2194 kc, and 8354–8374 kc. Equipment operated on an ISM frequency may operate with unlimited radiation on that frequency. Equipment operated on other frequencies must suppress radiation on the carrier frequency as well as other frequencies as required by §§ 18.101 to 18.110.

(c) Industrial heating equipment designed for operation on an ISM frequency shall be adjusted to operate as close to that ISM frequency as practicable.

(d) Radiation of radio frequency energy from any industrial heating equipment on any frequency below 5775 Mc, except ISM frequencies, shall be suppressed so that the radiated field intensity does not exceed 10 (see Note 2) microvolts per meter at a distance of one mile or more from the equipment.

(e) Radiation of radio frequency energy from any industrial heating

equipment on any frequency above 5775 Mc, except ISM frequencies, shall be reduced to the greatest extent practicable.

NOTE: The Commission will establish definite limits for these frequencies as soon as information regarding equipment operating on these frequencies becomes available.

(f) In the frequency range 90 kc to 100 Mc, the radio frequency voltage (conducted interference) appearing on the external power conductors or on any control wires in any industrial heating equipment shall not exceed the values specified below:

Frequency band:	Voltage (microvolts)
From 90 kc up to and including 490 kc.....	* 1000
Above 490 kc up to 100 Mc exclusive of ISM frequencies.....	* 200

* One method of making conducted interference measurements is described in "Military Specification for Interference Measurement" MIL-I-16910 available from the Commanding Officer, Naval Supply Depot, Scotia 2, N. Y.

* Numerical values are offered as a basis for comment. Information is requested from persons commenting on §§ 18.101 to 18.110 as to suitable values of radio frequency voltage to be inserted in this table. Measurements or other data should be furnished to justify the numerical values proposed.

§ 18.103 *Renewal of certificate.* The certificate required to be exhibited by §§ 18.101 to 18.110 shall be renewed at five year intervals, or at such shorter period as may be specified by the certifying engineer in the Certification Attesting Compliance with §§ 18.101 to 18.110: *Provided, however* That recertification may be required whenever the Commission has reason to believe that operation of the equipment concerned may be inconsistent with §§ 18.101 to 18.110. Renewal of certificate, including both "Manufacturer's Certification of FCC Type Acceptance" and "Certification Attesting Compliance" with §§ 18.101 to 18.110, shall be in accordance with the provisions of § 18.107.

§ 18.104 *Certification after changes and modifications.* It shall be the responsibility of the operator of the industrial heating equipment to have such equipment recertified when changes have been made that might increase the radiated or the conducted interference beyond the limits specified in §§ 18.101 to 18.110. (See § 2.540 of this chapter for other permissive changes.)

§ 18.105 *Manufacturer's certification of FCC type acceptance.* (a) A "Manufacturer's Certification of FCC Type Acceptance" may be issued to purchasers of industrial heating equipment to attest that the equipment for which issued was type accepted by the Commission on the basis of measurements made by the manufacturer on a prototype.

(b) The Manufacturer's Certification of FCC Type Acceptance shall be applicable only to industrial heating equipment sold as a completely self-contained unit, including all r. f. circuits, electrodes, applicators, work tables, workload space, etc., which has been completely assembled at the manufacturer's plant (package type unit)

(c) The Manufacturer's Certification of FCC Type Acceptance shall contain the following information:

(1) It shall bear the title "Manufacturer's Certification of FCC Type Acceptance"

(2) Type and serial number, or other positive identification of the industrial heating equipment for which issued.

(3) A statement certifying that the industrial heating equipment identified in the certificate has been type accepted by the Commission and giving the date when type acceptance was granted.

(4) Conditions under which the subject equipment shall be installed and operated.

(5) A statement certifying that under the described conditions of installation and operation, the subject equipment does meet and may reasonably be expected to continue to meet the requirements of §§ 18.101 to 18.110 for a period of at least five years.

(6) Signature and title of a person authorized to sign for the manufacturer of the subject equipment.

(7) Date of certificate.

§ 18.106 *Type acceptance of industrial heating equipment.* An application for type acceptance of industrial heating equipment shall be submitted in accordance with the regulations in Part 2 of this chapter and shall include the following information:

(a) Type number of the equipment.

(b) Photographs of the equipment.

(c) Instruction book describing how the equipment shall be installed and operated.

(d) The frequency on which the equipment is designed to operate.

(e) The rated radio frequency power output.

(f) Measured data showing the variation in the operating frequency:

(1) During warm up.

(2) With changes in line voltage.

(3) With changes in load.

(4) With change in operating condition if the equipment is designed to be used for more than one particular operation.

(g) A set of field intensity measurements pursuant to the requirements of §§ 18.101 to 18.110.

(h) Measurements showing the radio frequency voltage appearing on the external power conductors or any control wires with a description of the method of measurement.

NOTE: One method of making conducted interference measurements is described in "Military Specification for Interference Measurement" MIL-I-16910 available from the Commanding Officer, Naval Supply Depot, Scotia 2, New York.

(i) If the equipment does not operate on an ISM frequency, a statement explaining why an ISM frequency cannot be used.

(j) A description of the steps taken to suppress radiation.

§ 18.107 *Engineer's certification attesting compliance with §§ 18.101 to 18.110.*

(a) A "Certification Attesting Compliance" with §§ 18.101 to 18.110 may be affixed or posted for any industrial heating equipment but shall be required for

those industrial heating installations that are not eligible for or have not received a "Manufacturer's Certification of FCC Type Acceptance"

(b) The certification shall be based on measurements taken at the installation after the industrial heating equipment has been assembled and is ready for operation: *Provided, however* That in lieu of measuring and radio frequency voltage on the power conductors and other connections for machines designed to operate on frequencies up to and including 490 kc, the certifying engineer may base the certification on specifications for the power line filter and test data regarding the radio frequency voltage on the power lines furnished by the manufacturer of the industrial heating equipment.

(c) A Certification Attesting Compliance with §§ 18.101 to 18.110 is valid only while the equipment remains at the location it occupied at the time the field intensity measurements were made for certification.

(d) The certification may be executed by an engineer skilled in making and interpreting field intensity measurements. The Commission may require such engineer to present proof of his qualifications to make such measurements.

(e) The certification shall contain the following information:

(1) Type and serial number, or other positive identification, of the industrial heating equipment being certificated.

(2) Conditions under which the certificated equipment shall be operated.

(3) Brief description of the engineering tests and a summary of the measured data upon which the certification is based.

(4) If the radio frequency voltage on the power lines is not measured, a statement that, based on an inspection of the equipment and study of such test data and specifications as may be furnished by the manufacturer, the equipment can reasonably be expected to meet the requirements for radio frequency voltage on the power lines.

(5) A statement based on the certifying engineer's judgment as to the date when the certification shall be renewed, and certifying that under the described conditions of operation, the certificated equipment does meet and may reasonably be expected to continue to meet the requirements of this part until that date. The date for renewal of certification shall in no event be more than 5 years from the date of the original certification.

(6) Date the measurements were made.

(7) Date of certification.

(8) Signature of certifying engineer.

(9) Name and address of employer of certifying engineer, if any.

§ 18.108 *Measurement of field intensity.* Measurements to determine the field intensity of radio frequency energy generated by industrial heating equipment shall be made in accordance with standard engineering procedures and shall include the following:

(a) A field intensity meter employing loop pickup shall be used for measure-

ments on frequencies of 18 Mc and below, and such a meter with a doublet antenna shall be used for measurements on frequencies above 18 Mc. Appropriate techniques shall be resorted to for measurements in the microwave region of the spectrum.

(b) Prior to the determination of the maximum field intensity at one mile, a sufficient number of measurements shall be made in the vicinity of the industrial heating equipment to enable plotting of the polar radiation pattern and to assure the correct determination of the major lobes. Where conditions permit, these measurements shall be made at intervals of not more than 20 degrees in azimuth directions and at distance not exceeding 1,000 feet from the location of the equipment. The measurements so obtained shall be reduced to equivalent field intensities at 1,000 feet.

(c) The field intensity measurements for the maximum field intensity at one mile shall be made along the radial corresponding to the lobe of maximum radiation as determined from the polar radiation pattern. Sufficient measurements shall be made along radials extending through all lobes which are within 15 db of the apparent maximum lobe, as determined in paragraph (b) of this section to assure that the assumed lobe of greatest field intensity is in fact the maximum lobe. If two or more lobes of radiation of approximately the same intensity are present, measurements to determine field intensity shall be made along the several radials for such lobes. Where possible, field intensity measurements shall be made along each radial at intervals of not greater than 500 feet and an average curve drawn for measured field intensity in microvolts per meter versus distance in feet. Where necessary, the average curve shall be extended to show the extrapolated field intensity at one mile. In these cases where it is impractical to conduct measurements along the radial of maximum radiation a sufficient number of field intensity measurements will be made to clearly indicate the magnitude of the radiation field in the sector containing the lobe of maximum radiation.

(d) Where there is evidence of radiation from power lines, field intensity measurements shall be made at not less than three points along the power line located approximately 1 mile from the

location of the industrial heating equipment causing such radiation and to include a length of power line not less than 500 feet. One point of measurement shall lie within the 1-mile distance and the others beyond. At each of these points at least three measurements of field intensity shall be made along a line normal to the power line and out to a distance from the power line not exceeding 50 feet measured horizontally along the ground from a point directly below the outermost conductor.

(c) The field intensities specified in this part refer to the maximum field intensity, regardless of polarization, measured at a height of 12 feet above the immediate terrain or at such lower height at which the field intensity may exceed that at 12 feet.

§ 18.109 *Location of equipment.* For the purpose of measurements required in order to execute a certification of compliance, the location of the industrial heating equipment may be considered to be the actual physical location of the equipment, or, where several such units are grouped within a circle of 500 feet radius or less, the several units may, at the election of the certifying engineer, be considered as a single unit, located at the center of the smallest enclosing circle. If the certification includes several units treated as one equipment, the distance of one mile at which the maximum permissible radiation is determined shall be reduced by the radius of the smallest circle that encloses the several units.

§ 18.110 *Effective date of §§ 18.101 to 18.110.* (a) All industrial heating equipment manufactured on or after January 1, 1956, shall comply with the rules in §§ 18.101 to 18.110.

(b) Industrial heating equipment which has been certificated and placed in operation prior to January 1, 1956, may continue to operate under such certificate until January 1, 1960, or until such time as the equipment is required to be recertificated pursuant to §§ 18.101 to 18.110, whichever is earlier, provided such equipment complies with §§ 18.3 and 18.102 (d)

(c) On January 1, 1960, industrial heating equipment certificated prior to January 1, 1956, shall be recertificated pursuant to §§ 18.101 to 18.110.

[F. R. Doc. 55-5663; Filed, July 13, 1955; 8:50 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ARIZONA

NOTICE OF FILING OF PLATS OF SURVEY; GROUP 205

JULY 7, 1955.

Notice is given that the plats of survey accepted April 5, 1955, of T. 5 N., R. 18 W., T. 6 N., R. 18 W., T. 7 N., R. 18 W., T. 6 N., R. 19 W., T. 7 N., R. 19 W., T. 6 N., R. 20 W., and T. 7 N., R. 20 W.,

G. & S. R. B. & M., Arizona, including lands hereinafter described, will be officially filed in the Land Office at Phoenix, Arizona, effective at 10:00 a. m. on the 35th day after the date of this notice:

GRA AND SALT RIVER MERIDIAN, ARIZONA

T. 5 N., R. 18 W.,
All Secs. 1 to 36 inclusive.
T. 6 N., R. 18 W.,
All Secs. 1 to 36 inclusive.
T. 7 N., R. 18 W.,
All Secs. 2 to 11 inclusive;
All Secs. 14 to 36 inclusive;

Lots 1, 2, 3, 4, 5, S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1;
 Lots 1, 2, 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$, Sec. 12;
 Lots 1, 2, 3, 4, 5, 6, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 13.
 T. 6 N., R. 19 W.,
 All Secs. 1 to 36 inclusive.
 T. 7 N., R. 19 W.,
 All Secs. 1 to 5, 8 to 17; and 19 to 36 inclusive;
 Lots 5, 6 and 7, Sec. 6;
 Lots 3, 4, 5, 6, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7;
 Lots 1, 2, 3, 4, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 18.
 T. 6 N., R. 20 W.,
 All Secs. 1, 12, 13, 23, 24, 25, 26, 35 and 36;
 Lots 6, 7, 8 and 9, Sec. 2;
 Lots 3, 4, 5, 6, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11;
 Lots 1, 2, 3, 4, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 14;
 Lots 5, 6, 7 and 8, Sec. 22;
 Lots 4, 5, 6, 7, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27;
 Lots 1, 2, 3, 4, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 34.
 T. 7 N., R. 20 W.,
 Lots 5, 6 and 7, Sec. 24;
 Lots 4, 5, 6, 7, E $\frac{1}{2}$ E $\frac{1}{2}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25;
 Lots 1, 2, 3, 4, E $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 36.

The areas described total 122,284.02 acres of public lands.

The lands described shall be subject to application by the State of Arizona for a period of sixty days from August 12, 1955, the date of official filing of the plats of survey, and these lands shall be reserved from any adverse appropriation, by settlement or otherwise except under rights that may be found to exist of prior inception, during this period.

Available data indicate that the eastern two tiers of T. 5 N., R. 18 W are mostly mountainous, with volcanic soil, and that the balance of the township is rolling, with rocky and gravelly soil, except in the extreme northwest portion where the soil is sandy loam. The eastern part of T. 6 N., R. 18 W consists of broken ridges and spurs, and the western half is gently rolling, sandy country, with sandy and rocky soil. The southeast corner of T. 7 N., R. 18 W is mountainous, while the balance is rolling with sandy soil. T. 6 N., R. 19 W consists of rolling terrain, with sandy and rocky soil. T. 7 N., R. 19 W is rolling, with sandy soil. T. 6 N., R. 20 W is rolling, with sandy and gravelly soil, and T. 7 N., R. 20 W is gently rolling, with sandy soil. These lands are located approximately four to ten miles north of Quartzsite, Arizona, and east of the Colorado River Indian Reservation, and are desert range lands, and generally unfit for cultivation.

No application for these lands will be allowed under the homestead, desert-land, small-tract, or any other non-mineral public land law, unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application. Any application that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on October 12, 1955. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a) as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279-284) as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on October 12, 1955 shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on October 12, 1955 shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on January 11, 1956, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on January 11, 1956, shall be treated as though filed simultaneously at the hour specified on such day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land and Survey Office, Phoenix, Arizona, shall be acted upon in accordance with the regulations contained in § 295.8 of title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications

under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Phoenix, Arizona.

THOS. F. BRITT,
 Manager

[F. R. Doc. 55-5631; Filed, July 13, 1955;
 8:46 a. m.]

OREGON

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JULY 6, 1955.

The Bureau of Land Management has filed an application Serial No. Oregon 04207, for the withdrawal of the lands described below, from appropriation under the public land laws, including the general mining laws but excepting the mineral leasing laws.

The applicant desires the land for an administrative improvement and fire camp site, to provide direct supervision, management, and protection of the Federal range.

For a period of 30 days from the date of publication of this notice, persons having cause may present their objections in writing to Virgil T. Heath, State Supervisor, P. O. Box 3861, Portland 8, Oregon, of the Bureau of Land Management, Department of the Interior.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN, OREGON

T. 33 S., R. 32 E., W. M.,
 Sec. 31. SE $\frac{1}{4}$ NE $\frac{1}{4}$,
 Sec. 32. SW $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area, 80 acres.

VIRGIL T. HEATH,
 State Supervisor

[F. R. Doc. 55-5632; Filed, July 13, 1955;
 8:46 a. m.]

[Document 53]

ARIZONA

PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

The Corps of Engineers, U. S. Army, Los Angeles District, Los Angeles, California, in behalf of the Department of the Air Force, has filed application serial number Arizona 08808 for the withdrawal of the lands described below, from all forms of appropriation.

The applicant desires the land to form a part of the safety area surrounding

ammunition storage for use in connection with Luke Air Force Base, Maricopa County, Arizona. The area is required for military purposes in order to protect the public, and it is the minimum area required for that purpose.

For a period of 30 days from date of publication of this notice, persons having cause may present their objections in writing to the following official of the Bureau of Land Management, Department of the Interior: E. R. Tragitt, State Lands and Minerals, Staff Officer, Bureau of Land Management, 233A Main Post Office Building, Phoenix, Arizona.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

GILA AND SALT RIVER MERIDIAN

T. 2 N., R. 1 W.,
Section 9: S $\frac{1}{2}$ SW $\frac{1}{4}$.

The area contains 80 acres.

E. R. TRAGITT,
State Lands and Minerals,
Staff Officer.

JULY 7, 1955.

[F. R. Doc. 55-5628; Filed, July 13, 1955;
8:45 a. m.]

[Document 54]

ARIZONA

**ORDER OPENING LANDS TO MINERAL
LOCATION, ENTRY AND PATENT**

1. Pursuant to determinations by the Bureau of Reclamation under the act of April 23, 1932 (47 Stat. 136; 43 U. S. C. 154) and in accordance with the authority delegated by document number 43, Arizona, effective May 19, 1955, (20 F. R. 3514-15) it is ordered as follows:

2. Subject to valid existing rights and the provisions of existing withdrawals, the following described lands shall, commencing at 10:00 a. m. on the 35th day after the date of this order, be opened to location, entry, and patenting under the United States Mining laws, subject to the stipulation quoted below, to be executed and acknowledged in favor of the United States by the locators for themselves, their heirs, successors and assigns, and recorded in the county records and in the United States Land Office at Phoenix, Arizona, before any rights attached thereto:

GILA AND SALT RIVER MERIDIAN

T. 7 N., R. 6 E., Unsurveyed,
Section 5: All.

T. 8 N., R. 6 E., Unsurveyed,
Sections 29 and 32: All, aggregating approximately 1,920 acres.

Stipulation: There is reserved to the United States and its assigns the prior right to use any of the lands hereinabove described to construct, operate and maintain dams, dikes, reservoirs, canals, wasteways, laterals, ditches, telephone and telegraph lines, electric

transmission lines, roadways, and appurtenant irrigation structures, without any payment made by the United States or its assigns for such right.

The entryman further agrees for himself and his successors and assigns that there shall be reserved to the United States a perpetual right of way and easement for the flowage of such lands as may be needed in the operation and maintenance of any reservoir or reservoirs or other irrigation works or related facilities to be constructed by the United States and the entryman hereby releases the United States and its assigns from any and all claims for flowage and seepage damages of any description whatsoever.

In carrying on the mining and milling operations contemplated hereunder, entryman will, by means of substantial dikes, or other adequate structures, confine all tailings, debris and harmful chemicals in such a manner that the same shall not be carried into the Verde River by storm waters, or otherwise.

3. Inquiries concerning these lands shall be addressed to the Manager, Arizona Land Office, Bureau of Land Management, Room 251 Main Post Office Building, Phoenix, Arizona.

E. R. TRAGITT,
State Lands and Minerals,
Staff Officer

JULY 7, 1955.

[F. R. Doc. 55-5629; Filed, July 13, 1955;
8:46 a. m.]

[Area Order 4]

COLORADO

**MODIFICATION COLORADO GRAZING DISTRICTS
NO. 2 AND 7**

Pursuant to the authority vested in the Secretary of the Interior by the Act of June 28, 1934 (48 Stat. 1269; 43 U. S. C. 315, et seq.) as amended, and in accordance with Departmental Order No. 2583 of August 16, 1950, as amended, and by authority delegated to the Area Administrator by the Director, Bureau of Land Management, in Section 1.7 (a) Order No. 541, Amendment 5, dated October 18, 1954 (F. R. Doc. 54-8289), it is ordered as follows:

The exterior boundaries of Colorado Grazing District No. 7 established by Department Order approved October 10, 1940, as modified, are hereby extended to include the following described lands, which lands are hereby excluded from Colorado Grazing District No. 2 established April 8, 1935, as modified.

SIXTH PRINCIPAL MERIDIAN

T. 6 S., R. 87 W.,
All of Sections 3 to 10 and 14 to 36 inclusive.

T. 6 S., R. 88 W.,
All of Sections 13 to 36 inclusive.

M. B. WALLACE,
Area Administrator

Approved: July 7, 1955.

W. G. GUERNSEY,
Associate Director,
Bureau of Land Management.

[F. R. Doc. 55-5630; Filed, July 13, 1955;
8:46 a. m.]

ALASKA

WITHDRAWING PUBLIC LANDS FOR SCHOOL PURPOSES; PARTIALLY REVOKING DEPARTMENTAL ORDER OF JANUARY 24, 1938, AS TO LANDS AT EKVAK

Correction

In F. R. Document 55-5536, appearing at page 4926 of the issue for Saturday, July 9, 1955, make the following change in the last paragraph: The date "January 24, 1958" should read "January 24, 1938"

DEPARTMENT OF COMMERCE

Maritime Administration

PACIFIC ARGENTINE BRAZIL LINE, INC.

NOTICE OF APPLICATION

Notice is hereby given of the application of Pacific Argentine Brazil Line, Inc., seeking the written permission of the Maritime Administrator under Section 805 (a) of the Merchant Marine Act, 1936, 46 U. S. C. 1223, to permit operation of its owned vessel "SS P & T Pathfinder" by the charterer of said vessel, Pope & Talbot, Inc., for a voyage (commencing late July) carrying lumber from United States North Pacific ports to United States North Atlantic ports.

Under the provisions of Section 805 (a), the Maritime Administrator may not grant any such application if the Administrator finds it will result in unfair competition to any person, firm, or corporation operating exclusively in the coastwise or intercoastal service or that it will be prejudicial to the objects and policy of the Act.

Any person, firm, or corporation having any interest in such application and desiring a hearing on issues pertinent to Section 805 (a) should notify the Maritime Administrator on or before July 19, 1955, and should file petitions for leave to intervene in accordance with Section 201.74 of the Federal Maritime Board/Maritime Administration's Rules of Procedure (18 F. R. 3716)

Dated: July 13, 1955.

By order of the Maritime Administrator.

[SEAL]

GEO. A. VIEHMANN,
Assistant Secretary.

[F. R. Doc. 55-5803; Filed, July 13, 1955;
11:52 a. m.]

**FEDERAL COMMUNICATIONS
COMMISSION**

[Docket Nos. 10931, 10933; FCC 55-616]

MERCER BROADCASTING CO. ET AL.

ORDER CONTINUING HEARING

In re Applications of Mercer Broadcasting Co., Trenton, New Jersey, Docket No. 10931, File No. BP-8714; Drew J. T. O'Keefe, Jack J. Dash and William F. Waterbury, Levittown-Fairless Hills, Pennsylvania, Docket No. 10933, File No. BP-8964; for Construction Permits.

The Hearing Examiner having under consideration an informal request by O'Keefe, et al., for continuance of hearing, due to illness of counsel, and in-

formal consent thereto by other parties; It appearing, that the parties have not yet arrived at an agreement as to a convenient date for the next hearing session;

It is ordered, This 6th day of July 1955, that the hearing now scheduled for July 7, 1955, is continued without date, and O'Keefe is directed to consult with other parties and advise the Hearing Examiner as to a convenient date for rescheduling the hearing at the earliest date practicable.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5633; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11004; FCC 55-724]

OHIO VALLEY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR
FURTHER HEARING ON STATED ISSUES

In re Application of Ohio Valley Broadcasting Corporation, Clarksburg, West Virginia, Docket No. 11004, File No. BPC-T-849; for a Construction Permit for a New Television Broadcast Station.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of July 1955;

The Commission having under consideration its Decision in the above-entitled proceeding released July 2, 1954, and the Opinion of the United States Court of Appeals for the District of Columbia Circuit in Clarksburg Publishing Company v. Federal Communications Commission, ----- App. D. C. -----, June 9, 1955 (Mandate issued June 27, 1955) reversing the Commission's denial of the protest to a grant of the above-entitled application and remanding the case to the Commission for further proceedings consistent with the Court's Opinion;

It is ordered, That pursuant to the aforesaid Opinion and Mandate of the Court and pursuant to Section 309 (c) of the Communications Act of 1934, as amended, the record herein is re-opened and the above-entitled application is designated for further hearing at the offices of the Commission in Washington, D. C., at a time and date and before an Examiner subsequently to be specified, on the following issues:

(1) To determine whether a grant of Ohio Valley Broadcasting Corporation will be consistent with Section 3.636 of the Commission's rules and regulations;

(2) To determine whether, in view of the ownership interests of the principal stockholders, officers and directors of Ohio Valley, a grant of the application of Ohio Valley would result in a concentration of control, or a monopoly of several media of mass communications in the areas of West Virginia in which newspaper operations, broadcast operations and television broadcast operations

are conducted by the companies in which such interests are held;

(3) To obtain full information concerning the negotiations, understandings or agreements pursuant to which the application of Clarksburg Broadcasting Corporation was withdrawn, including full information concerning the considerations provided by Clarksburg Broadcasting Corporation for payments made to it in connection with the dismissal of its application;

(4) To determine the validity of footnote 10 of Section 1.371 of the Commission's rules as interpreted by the Commission and the consistency of the procedures followed pursuant to such interpretation of the rule, with the requirements of the Administrative Procedure Act, Section 3 (a) and due process of law, and

(5) To determine in the light of the facts adduced under the foregoing issues, whether the grant of the application of Ohio Valley Broadcasting Corporation would serve public interest, convenience or necessity.

It is further ordered, That the burden as to each of the above issues shall be on protestant and that the effective date of the grant to Ohio Valley Broadcasting Corporation is stayed and postponed to the effective date of the Commission's decision after the further hearing above ordered; and

It is further ordered, That disposition of this proceeding shall be expedited pursuant to the provisions of Section 309 (c) of the Communications Act, as amended.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5664; Filed, July 13, 1955;
8:51 a. m.]

[Docket Nos. 11124, 11125; FCC 55M-617]

HAROLD M. GADE AND MONMOUTH COUNTY
BROADCASTERS

ORDER CONTINUING HEARING

In re Applications of Harold M. Gade, Eatontown, New Jersey, Docket No. 11124, File No. BP-9096; Monmouth County Broadcasters, Long Branch, New Jersey, Docket No. 11125, File No. BP-9231, For Construction Permits.

The Hearing Examiner having under consideration a Petition for Continuance of Hearing filed June 30, 1955 by Harold M. Gade, requesting changes in dates for procedural steps as follows:

	Previously ordered dates	Requested new dates
Exchange of direct affirmative case exhibits.	June 30, 1955	1 p. m., July 18, 1955.
Further prehearing conference.	July 8, 1955	2 p. m., July 21, 1955.
Commencement of hearing.	July 18, 1955	2 p. m., July 28, 1955.

It appearing from the petition and the docket record in this proceeding that the broadcast station operation proposed in the application of Herbert Scott and Ralph E. P. Mellon, partners, d/b as Long Branch Broadcasting Company (File No. BP-9771) may involve such electrical interference with the operations herein proposed as to require the designation for hearing in this proceeding of that application; and

It further appearing that neither applicant in this proceeding exchanged the direct affirmative case exhibits on June 30 as directed by the order dated May 23, 1955, that consequently the prehearing conference heretofore scheduled to be held on July 8, 1955, would not serve the useful purposes contemplated by the order and by Rule 1.841, and that the hearing cannot be usefully commenced at the time previously scheduled; and

It further appearing that the previous order must be modified insofar as it established the above-stated procedural schedule, but that the dates and hours requested by petitioner are unrealistic and unacceptable because: (1) it is not proper now to undertake the imposition of hearing procedural steps upon an applicant before the Commission who is not yet a party to this proceeding; (2) the requested dates and hours would create a conflict in the schedule of counsel for another participant;¹ (3) the time intervals requested, even if otherwise reasonable, would not afford adequate opportunity for preparation and accomplishment of the required procedures; and (4) the Hearing Examiner will be unavailable for participation in this case on July 18, 1955, and July 21, 1955 and

It further appearing that it will conduce to the orderly dispatch of the Commission's business to postpone the fixing of dates for further proceedings herein until further order to be entered after Commission action on the pending application of Long Branch Broadcasting Company.

Now therefore it is ordered, This 6th day of July 1955, that the prehearing conference scheduled for July 8, 1955, and the further hearing previously scheduled for July 18, 1955, be and they are hereby continued until such times as may be fixed by subsequent order, and the Petition for Continuance in all other respects is denied.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5634; Filed, July 13, 1955;
8:46 a. m.]

¹ Official notice is taken of the fact that counsel for the respondent, Rollins Broadcasting, Inc., is counsel of record and is obligated to be engaged from July 19 through July 29, 1955, in previously scheduled hearings in the Parma, Michigan, television cases (Dockets 11169-11173).

10:00 a. m., Monday, September 19, 1955,
at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5643; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11441; FCC 55-756]

PRESS WIRELESS, INC.

ORDER DESIGNATING MATTER FOR HEARING ON
SPECIFIED ISSUES

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of July, 1955;

The Commission, having under consideration a revised tariff schedule filed by Press Wireless, Inc., to become effective July 13, 1955, designated as follows:

Press Wireless, Inc., F. C. C. Tariff No. 26,
4th Revised Page No. 18 (d).

which revises paragraph 4 of Rule VI
of said tariff to read:

(4) Teletype and Teletype tie-lines: For the purpose of effecting delivery and receipt of message traffic to and from premises of the Customer located in New York, N. Y., Washington, D. C., and to the offices and/or bona fide permanent residences of customers within a radius of 10 miles from the Company's Central Office at Washington, D. C., and San Francisco, Calif., the Company will furnish teletype equipment and associated tie-lines without additional charge above the per word rates published herein, subject to availability of such facilities to the Company, and upon reasonable request therefor by the Customer. When not in use for the purpose stated above, facilities furnished may be used by the Customer and the Company for handling communications services provided for under the Company's F. C. C. Tariffs Nos. 25 and 30.

It appearing, that the Commission is unable to determine from an examination of the revised tariff schedule whether the above-mentioned new tariff provision will be lawful under the Communications Act of 1934, as amended; insofar as it provides for the offering of teletype equipment and associated tie-lines for delivery and receipt of message traffic "to the offices and/or bona fide permanent residences of customers within a radius of 10 miles from the Company's Central Office at Washington, D. C.," without additional charge above the Company's published per word rates, and upon reasonable request therefor by the customer; except insofar as such language applies to offices of governments (as defined in Article 83 of the Telegraph Regulations, Paris Revision, 1949) intergovernmental organizations, and the Washington National Airport;

It further appearing, that if the above-mentioned new tariff provision is permitted to become effective on the date specified in the revised tariff schedule, the rights and interests of the public may be adversely affected thereby.

It is ordered, That pursuant to Sections 201, 202, 204, 205, and 403 of the Communications Act of 1934, as amended, the Commission shall enter upon a hearing and investigation concerning the lawfulness of the classifications, regulations, and practices set forth in the above-mentioned new tariff provision, insofar as it provides for the offering of teletype equipment and associated tie-lines for delivery and receipt of message traffic "to the offices and/or bona fide permanent residences of customers within a radius of 10 miles from the Company's Central Office at Washington, D. C.," without additional charge above the Company's published per word rates, and upon reasonable request therefor by the customer; except insofar as such language applies to offices of governments (as defined in Article 83 of the Telegraph Regulations, Paris Revision, 1949) intergovernmental organizations, and the Washington National Airport.

It is further ordered, That, pursuant to Section 204 of the Communications Act of 1934, as amended, the operation of the above-mentioned new tariff provision is hereby suspended insofar as it provides for the offering of teletype equipment and associated tie-lines for delivery and receipt of message traffic "to the offices and/or bona fide permanent residences of customers within a radius of 10 miles from the Company's Central Office at Washington, D. C.," without additional charge above the Company's published per word rates, and upon reasonable request therefor by the customer; except insofar as such language applies to offices of governments (as defined in Article 83 of the Telegraph Regulations, Paris Revision, 1949), intergovernmental organizations, and the Washington National Airport; until the 13th day of October, 1955, unless otherwise ordered by the Commission; and that during said period of suspension no changes shall be made in the suspended portion of such tariff provision unless authorized by special permission of the Commission;

It is further ordered, That, without in any way limiting the scope of the investigation, it shall include consideration of the following issues:

(a) Whether the classifications, practices, and regulations provided for in said tariff provisions are lawful under Section 201 of the Communications Act of 1934, as amended;

(b) Whether the classifications, practices, and regulations provided for in said tariff provision are lawful under Section 202 of the Communications Act of 1934, as amended;

It is further ordered, That a copy of this order be filed in the offices of the Commission with the tariff schedule containing the provision herein suspended; that Press Wireless, Inc., is hereby made party respondent to the proceeding; and that a copy hereof be served upon said respondent;

It is further ordered, That this matter is designated for hearing at a time and place to be specified in a subsequent order; and that the presiding officer shall certify the record to the Commission

without preparing either a recommended or initial decision.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary,

[F. R. Doc. 55-5685; Filed, July 13, 1955;
8:51 a. m.]

[Docket No. 11443; FCC 55-763]

MORGANTOWN BROADCASTING CO. (WCLG)

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of C. Leslie Golliday, tr/as Morgantown Broadcasting Company (WCLG) Morgantown, West Virginia, Docket No. 11443, File No. BP-9739; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of July, 1955;

The Commission having under consideration the above-entitled application of the Morgantown Broadcasting Company to increase the power of Station WCLG, Morgantown, West Virginia, from 500 watts to 1 kilowatt, daytime only, on 1300 kilocycles;

It appearing, that the applicant is legally, technically, financially and otherwise qualified, except as may appear from the issues specified below, to operate Station WCLG as proposed, but that the application may involve interference with Station WPXY, Punxsutawney, Pennsylvania (1300 kc, 1 kw, Day), and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the applicant was advised by letter dated May 19, 1955 of the aforementioned deficiency and that the Commission was unable to conclude that a grant of the application would be in the public interest; and

It further appearing, that timely replies were received from the applicant and Station WPXY in which each expressed its intention to appear at a hearing on the subject application; and

It further appearing, that the Commission, after consideration of the replies, is of the opinion that a hearing is necessary.

It is ordered, That, pursuant to Section 309 (b) of the Communications Act of 1934, as amended, the said application is designated for hearing, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which would receive primary service from the operation of Station WCLG as proposed, and the availability of other primary service to such areas and populations.

2. To determine whether the proposed operation of WCLG would involved objectionable interference with Station WPXY, Punxsutawney, Pennsylvania, or any other existing standard broadcast station, and, if so, the nature and extent thereof, the areas and populations

[Docket No. 11163; FCC 55M-604]

VILLAGE BROADCASTING Co. (WOPA)

ORDER SCHEDULING HEARING

In the Matter of Richard Goodman, Mason Loundy and Egmont Sonderling, a partnership d/b as Village Broadcasting Company (WOPA) Oak Park, Illinois, Docket No. 11163, File No. BP-9271, for Construction Permit.

It is ordered, That J. D. Bond is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Friday September 16, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5635; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11415; FCC 55M-606]

KOSSUTH COUNTY BROADCASTING Co., INC.

ORDER SCHEDULING HEARING

In the matter of Kossuth County Broadcasting Co., Inc., Algona, Iowa, Docket No. 11415, File No. BP-9645; For Construction Permit.

It is ordered, That Thomas H. Donahue is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Wednesday, September 7, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5636; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11416; FCC 55M-607]

R. E. HUGHES

ORDER SCHEDULING HEARING

In the Matter of R. E. Hughes, Arcadia, Florida, Docket No. 11416, File No. BP-9663; Construction Permit for a new Standard Broadcast Station.

It is ordered, That Thomas H. Donahue is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Tuesday, September 13, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5637; Filed, July 13, 1955;
8:46 a. m.]

[Docket Nos. 11417, 11418; FCC 55M-608]

TAYLOR BROADCASTING Co. AND GARDEN OF
THE GODS BROADCASTING Co.

ORDER SCHEDULING HEARING

In the matter of Taylor Broadcasting Co., Colorado Springs, Colorado, Docket

No. 11417, File No. BP-9439; Garden of the Gods Broadcasting Co., Manitou Springs, Colorado, Docket No. 11418, File No. BP-9462; construction permits for new standard broadcast stations.

It is ordered, That H. Gifford Irion is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Wednesday, September 7, 1955, at Manitou Springs, Colorado.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5638; Filed, July 13, 1955;
8:46 a. m.]

[Docket Nos. 11419, 11420; FCC 55M-609]

WALTER N. NELSKOG AND SKAGIT
BROADCASTING Co.

ORDER SCHEDULING HEARING

In the matter of Walter N. Nelskog, Everett, Washington, Docket No. 11419, File No. BP-9282; C. H. Fisher and Edna E. Fisher d/b as Skagit Broadcasting Co., Anacortes, Washington, Docket No. 11420, File No. BP-9706 construction permits for new standard broadcast stations.

It is ordered, That William G. Butts is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Wednesday, September 7, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5639; Filed, July 13, 1955;
8:46 a. m.]

[Docket Nos. 11421, 11422; FCC 55M-610]

HENRYETTA RADIO Co. AND HENRYETTA
BROADCASTING Co.

ORDER SCHEDULING HEARING

In the matter of J. Leland Gourley, Lloyd W. Simpson & Chas. E. Engleman d/b as Henryetta Radio Co., Henryetta, Oklahoma, Docket No. 11421, File No. BP-9308; W. D. Miller, Glyndal D. Roberts, Donaghey G. Sammons d/b as Henryetta Broadcasting Co., Henryetta, Oklahoma, Docket No. 11422, File No. BP-9627; construction permits for new standard broadcast stations.

It is ordered, That William G. Butts is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Wednesday, September 14, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5640; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11423, etc., FCC 55M-611]

SAMUEL ELMAN ET AL

ORDER SCHEDULING HEARING

In the matter of Samuel Elman, Hartford, Connecticut, Docket No. 11423, File No. BP-9170; John Deme d/b, as Manchester Broadcasting Co., Manchester, Connecticut, Docket No. 11424, File No. BP-9176; Regional Broadcasting Co., East Hartford, Connecticut, Docket No. 11425, File No. BP-9399; Brothers Broadcasting Corp., Hartford, Connecticut, Docket No. 11426, File No. BP-9631, construction permits for new standard broadcast stations.

It is ordered, That Basil P. Cooper is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Monday, September 12, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5641; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11427; FCC 55M-612]

BI-STONE BROADCASTING Co.

ORDER SCHEDULING HEARING

In the matter of J. B. McNutt, Jr., tr/as Bi-Stone Broadcasting Co., Maxie, Texas, Docket No. 11427, File No. BP-9644; construction permit for a new standard broadcast station.

It is ordered, That Thomas H. Donahue is assigned to preside at the hearing in the above-entitled matter, scheduled for 10:00 a. m., Tuesday, September 20, 1955, at Washington, D. C.

Dated: July 1, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,[SEAL] MARY JANE MORRIS,
Secretary.[F. R. Doc. 55-5642; Filed, July 13, 1955;
8:46 a. m.]

[Docket No. 11428, etc., FCC 55M-613]

DELSEA BROADCASTERS ET AL.

ORDER SCHEDULING HEARING

In the matter of Mortimer Hendrickson, Vivian Eliza Hendrickson & John Thomas Jones, Jr. d/b as The Delsen Broadcasters, Pitman-Glassboro, N. J., Docket No. 11428, File No. BP-9431, James R. Reese, Jr., Chambersburg, Pennsylvania, Docket No. 11429, File No. BP-9612; Richard Field Lewis, Jr., Fisher, West Virginia, Docket No. 11430, File No. BP-9699; construction permits for new standard broadcast stations.

It is ordered, That H. Gifford Irion is assigned to preside at the hearing in the above-entitled matter, scheduled for

affected thereby, and the availability of other primary service to such areas and populations.

3. To determine whether in light of the evidence adduced under the foregoing issues, a grant of the proposed operation of Station WCLG would be in the public interest.

It is further ordered, That the Jefferson Broadcasting Company, licensee of Station WPXY, Punxsutawney, Pennsylvania, is made a party to the proceeding.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5666; Filed, July 13, 1955;
8:51 a. m.]

[Docket Nos. 11444, 11445; FCC 55-764]

COLUMBIA-MT. PLEASANT AND SPRING HILL
RADIO CORP. AND SAVANNAH BROADCAST-
ING CO.

ORDER DESIGNATING APPLICATIONS FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re application of Columbia-Mt. Pleasant and Spring Hill Radio Corporation, Columbia, Tennessee, Docket No. 11444, File No. BP-9557; S. Q. Hanna tr/as The Savannah Broadcasting Co., Savannah, Tennessee, Docket No. 11445, File No. BP-9697; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of July 1955;

The Commission having under consideration the above-entitled applications of Columbia-Mt. Pleasant and Spring Hill Radio Corporation and S. Q. Hanna tr/as The Savannah Broadcasting Co., each for a construction permit for a new standard broadcast station to operate on 1280 kilocycles with 1,000 watts power, daytime only at Columbia, Tennessee, and Savannah, Tennessee, respectively.

It appearing, that the applicants are legally, financially, technically, and otherwise qualified, except as may appear from the issues specified below, to construct and operate the proposed stations, but that the applications involve mutually prohibitive interference; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the applicants were advised by letters dated March 24, 1955, of the fact that their applications were mutually exclusive and that the Commission was unable to conclude that a grant of either application would be in the public interest; and

It further appearing, that the applicants have filed timely replies; and

It further appearing, that the Commission, after consideration of the replies, is of the opinion that a hearing is necessary.

It is ordered, That pursuant to Section 309 (b) of the Communications Act of 1934, as amended, the said applications

are designated for hearing at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which would receive primary service from the operations of the proposed stations, and the availability of other primary service to such areas and populations.

2. To determine in light of Section 307 (b) of the Communications Act of 1934, as amended, which of the applications, if granted, would better provide a fair, efficient, and equitable distribution of radio service.

3. To determine in light of the evidence adduced under the foregoing issues which, if either, of the applications should be granted.

It is further ordered, That the issues in the above-entitled proceeding may be enlarged by the examiner, on his own motion or on petition properly filed by a party to the proceeding and upon sufficient allegations of fact in support thereof, by the addition of the following issue: To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5667; Filed, July 13, 1955;
8:51 a. m.]

[Docket Nos. 11446 etc.; FCC 55-765]

CERRITOS BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of—

Raymond B. Torian, John W. Doran, Foster Earl Rutledge and Harold B. Shideler, a partnership d/b as The Cerritos Broadcasting Co., Signal Hill, California, Docket No. 11446; File No. BP-8734, Melvin F. Berstler and Roy R. Cone, a partnership d/b as Oceanside-Carlsbad Broadcasting Co., Oceanside, California, Docket No. 11447; File No. BP-9207, Albert John Williams, Inglewood, California, Docket No. 11448; File No. BP-9503, Nell W. Owen and Julia C. Owen, a partnership d/b as Palomar Broadcasting Co., Escondido, California, Docket No. 11449; File No. BP-9676,

for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of July, 1955;

The Commission having under consideration the above-entitled applications of The Cerritos Broadcasting Company, the Oceanside-Carlsbad Broadcasting Co., and the Palomar Broadcasting Company for construction permits for new standard broadcast stations to operate on 1450 kilocycles, unlimited time, at Signal Hill, California with a power of 100 watts; at Oceanside, California, with 100 watts; and at Escondido, California, with 250 watts, respectively; and the application of Albert John Williams for a construction permit for a new standard broadcast station to operate on 1460 kilo-

cycles with a power of 500 watts, directional antenna, daytime only, at Inglewood, California; and

It appearing, that each of the applicants is legally, technically financially and otherwise qualified, except as may appear from the issues specified below, to operate its proposed station, but that mutual exclusivity is involved in the applications of The Cerritos Broadcasting Company and Albert John Williams; The Cerritos Broadcasting Company and the Oceanside-Carlsbad Broadcasting Co., and the Oceanside-Carlsbad Broadcasting Co. and the Palomar Broadcasting Co., that the application of the Palomar Broadcasting Co. involves interference to the proposal of The Cerritos Broadcasting Co., that the proposal of the Oceanside-Carlsbad Broadcasting Co. would cause interference to Stations KPAL, KVEN and KPRO in Palm Springs, Ventura and Riverside, Calif., respectively; that the proposal of The Cerritos Broadcasting Company would cause interference to Stations KVEN and KPRO; that the proposal of Albert John Williams would cause interference to Station KVEN and to Station KWIZ in Santa Ana, California; that the proposal of the Palomar Broadcasting Company would cause interference to Stations KVEN and KPAL, that because of interference received from Stations KVEN and KPAL the proposal of the Palomar Broadcasting Co. may not comply with Section 3.28 (c) of the Commission's Rules; and that because of interference received from Station KVEN the proposal of the Oceanside-Carlsbad Broadcasting Co. may not comply with Section 3.28 (c) of the Commission's Rules; and

It further appearing, that pursuant to Section 309 (b) of the Communications Act of 1934, as amended, the applicants were advised by letters dated February 3 and April 12, 1955 of the aforementioned deficiencies and that the Commission was unable to conclude that a grant of any of the applications would be in the public interest; and

It further appearing, that a timely reply was received from each of the applicants indicating that it would appear at a hearing on its application; and

It further appearing, that replies were received from Stations KPAL, KVEN, KWIZ and KPRO requesting that they be made parties to a hearing in the instant matter; and

It further appearing, that the commission, after consideration of the above replies, is of the opinion that a hearing is necessary;

It is ordered, That, pursuant to Section 309 (b) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which would receive primary service from the proposed operations, and the availability of other primary service to such areas and populations.

2. To determine whether the proposal of the Palomar Broadcasting Co. would cause interference to the operation proposed by The Cerritos Broadcasting Company, and, if so, the nature and ex-

tent thereof, the areas and populations affected thereby and the availability of other primary service to such areas and populations.

3. To determine whether the operation of each of the subject proposed stations would involve interference with Stations KPAL, KVEN, KPRO and KWIZ, Palm Springs, Ventura, Riverside and Santa Ana, California, respectively, or any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

4. To determine whether the proposals of the Palomar Broadcasting Co. and the Oceanside-Carlsbad Broadcasting Co. comply with the provisions of Section 3.28 (c) of the Commission's Rules.

5. To determine, in light of Section 307 (b) of the Communications Act of 1934, as amended, which of the proposals, if granted, would best provide a fair, efficient, and equitable distribution of radio service.

6. To determine, in light of the evidence adduced under the foregoing issues which, if any, of the applications should be granted.

It is further ordered, That the issues in the above-entitled proceeding may be enlarged by the Examiner on his own motion or on petition properly filed by a party to the proceeding and upon sufficient allegations of fact in support thereof, by the addition of the following issue:

To determine whether funds available to the applicant will give reasonable assurance that the proposal set forth in the application will be effectuated.

It is further ordered, That Florence P. Raley, Coast Ventura Company, F. E. Carr, Trustee; and The Voice of the Orange Empire, Inc., Ltd., licensees of Stations KPAL, KVEN, KPRO, and KWIZ, respectively, are made parties to the hearing.

Released: July 8, 1955.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 55-5668; Filed, July 13, 1955;
8:51 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 2564]

DELTA-C & S MAIL RATE CASE

NOTICE OF PREHEARING CONFERENCE

Notice is hereby given that a pre-hearing conference in the above-entitled case is assigned to be held on July 20, 1955, at 10:00 a. m., e. d. s. t., in room E-206, Temporary Building No. 5, Sixteenth Street and Constitution Avenue NW., Washington, D. C., before Examiner Edward T. Stodola.

Dated at Washington, D. C., July 11, 1955.

[SEAL] FRANCIS W BROWN,
Chief Examiner

[F. R. Doc. 55-5661; Filed, July 13, 1955;
8:50 a. m.]

[Agreement C. A. B. Nos. 7648, R-18, 82, 107;
2698, R-23 et al. (Order No. E-3230)]

PAN AMERICAN WORLD AIRWAYS, INC.,
ET AL.

NOTICE OF INFORMAL CONFERENCES

In the matter of certain resolutions adopted at the Traffic Conference Meetings of the International Air Transport Association (IATA) at Honolulu between Pan American World Airways, Inc., various air carriers, foreign air carriers, and other carriers, relating to conditions of carriage and related traffic regulations.

Notice is hereby given, pursuant to Order No. E-8842 (19 F. R. 9250, Dec. 28, 1954) that a second informal conference between the Board's staff, members of IATA and other interested persons will be held on July 22 at 10:00 a. m. (e. d. t.) in room 5001, Commerce Building, Fourteenth and Constitution Avenue NW., Washington, D. C., for the purpose of clarifying the remaining issues relating to this proceeding and attempting to obtain agreements on such issues and related factual materials for submission to the Board.

For further details, interested parties are referred to Order No. E-8543, 19 F. R. 5026 (Aug. 10, 1954) Order No. E-8632, 19 F. R. 6071 (Sept. 21, 1954) and to the copies of the resolutions which are on file with the Commercial Rates Section of the Civil Aeronautics Board.

Dated at Washington, D. C., July 8, 1955.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 55-5662; Filed, July 13, 1955;
8:50 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-8230, G-8742, G-7754,
G-7941, G-8561, G-8565, G-8673, G-8766,
G-8778, G-8779, G-9021, G-9037]

UNITED GAS PIPE LINE CO. ET AL.

NOTICE OF APPLICATIONS AND DATE OF
HEARING

JULY 8, 1955.

In the matters of United Gas Pipe Line Company Docket No. G-8230; Southern Natural Gas Company, Docket No. G-8742; The Marshall County Gas District, Docket No. G-7754, The Lamar County Gas District, Vernon, Alabama, Docket No. G-7941, Town of Double Springs, Alabama, Docket No. G-8561, Town of Phil Campbell, Alabama, Docket No. G-8565; Greene-Hale Counties Gas District, Docket No. G-8673; Mid-Georgia Natural Gas Co., Docket No. G-8766; Town of Eclectic, Alabama, Docket No. G-8778; Town of Vincent, Alabama, Docket No. G-8779; Town of Tchula, Mississippi, Docket No. G-9021, Town of Mulga, Alabama, Docket No. G-9037.

Take notice that Southern Natural Gas Company (Southern) a Delaware corporation with its principal place of business at the Watts Building, Birmingham, Alabama, filed an application on April 11, 1955, for a certificate of public convenience and necessity authorizing construction and operation of certain

facilities subject to the jurisdiction of the Commission and authority to abandon certain other facilities.

Southern proposes to construct and operate approximately 14.6 miles of loop lines varying in size from 4½ inches to 12¾ inches O. D. together with appurtenant facilities including the addition of 4,950 HP of compression in two existing compressor stations and minor facilities connecting Southern's Calera line with its high pressure North Line. These facilities would enable Southern to receive and transport an additional volume of approximately 51,000 Mcf per day to be received from United Gas Pipe Line Company (United) if the sale is authorized in Docket No. G-8230.

Southern also proposes to construct on certain branch and lateral lines approximately 24.7 miles of loop lines varying in size from 6¾ inches to 26 inches O. D. together with appurtenant facilities. As a part of such construction Southern would abandon approximately 5.5 miles of 10¾ inch pipeline near Atlanta, Georgia, and replace it with 26 inch facilities.

Further, Southern proposes to construct and operate approximately 5.3 miles of 6¾ inch pipeline to connect with its existing transmission system, a new gas supply from the Patterson field in St. Mary Parish, Louisiana.

Construction of the proposed facilities would increase Southern's estimated daily delivery capacity from 936,000 Mcf to approximately 985,000 Mcf.

The total estimated cost of the proposed facilities is \$2,157,200. Of this amount Southern estimates a total out-of-pocket cost of \$1,872,600. Materials presently available for use being estimated at \$284,600. Southern proposes to finance the \$1,872,600 funds on hand or funds available from current operations.

United filed its application for authority to sell and deliver to Southern approximately 50,000 Mcf per day in Docket No. G-8230. Public notice of United's application has been given including publication in the FEDERAL REGISTER on April 5, 1955 (20 F. R. 2141).

Take notice further that The Marshall County Gas District (Marshall District) filed an application in Docket No. G-7754 on December 15, 1954, as supplemented on April 20, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Marshall District and to sell gas to it.

Marshall District proposes to construct and operate a natural gas distribution system within the City of Scottsboro, Alabama, and the surrounding territory. Estimated annual requirements are 83,544 Mcf, 100,650 Mcf and 113,108 Mcf for the first, second and third years of operation. Estimated peak day requirements are 829 Mcf, 989 Mcf and 1,100 Mcf for the first, second and third years of operation.

The total estimated cost of construction of the facilities is \$1,050,000 to be financed through the issuance of natural gas revenue bonds.

Take notice that the Lamar County Gas District, Vernon, Alabama (Lamar District) filed an application in Docket No. G-7941, on January 24, 1955, as supplemented on March 28, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Lamar District and to sell gas to it.

Lamar District proposes to construct and operate a natural gas distribution system within the municipalities of Vernon, Millport, and Kennedy, Alabama, and the areas adjacent thereto. Estimated annual and peak day requirements of Lamar District for the first, third, and fifth years of operation are as follows:

	Annual (Mcf)	Peak day (Mcf)
1st year.....	75,272	779
2d year.....	101,610	939
3d year.....	119,830	1,023

The estimated total construction cost of the proposed facilities is \$722,000 to be financed through issuance of natural gas revenue bonds.

Take further notice that the Town of Double Springs, Alabama, (Double Springs) filed an application in Docket No. G-8561 on March 9, 1955, as supplemented on April 20, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Double Springs and to sell natural gas to it.

Double Springs proposes to construct and operate a natural gas distribution system for the distribution of natural gas within the incorporated area of Double Springs and the surrounding territory. The estimated annual and peak day requirements of Double Springs for the first, third, and fifth years of operation are as follows:

	Annual (Mcf)	Peak day (Mcf)
1st year.....	36,112	496
3d year.....	49,734	486
5th year.....	59,163	536

The estimated total construction cost of the proposed facilities is \$365,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that the Town of Phil Campbell, Alabama (Phil Campbell) filed an application in Docket No. G-8565 on March 10, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Phil Campbell and to sell natural gas to it.

Phil Campbell proposes to construct and operate a natural gas distribution system in the Town of Phil Campbell. The estimated annual and peak day requirements of Phil Campbell for the first,

third, and fifth years of operation are as follows:

	Annual (Mcf)	Peak day (Mcf)
1st year.....	17,541	200
3d year.....	21,761	212
5th year.....	29,163	271

The estimated total construction costs of the proposed facilities is \$150,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that the Greene-Hale Counties Gas District (Alabama) (Greene-Hale District) filed an application in Docket No. G-8673 on March 28, 1955, supplemented on March 30, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Greene-Hale District and to sell natural gas to it.

Greene-Hale District proposes to construct and operate a natural gas distribution system within the municipalities of Moundville, Akron, and Eutaw, Alabama, and the surrounding territories.

The estimated annual requirements of Greene-Hale District for the first, second and third years of operation are as follows:

	Annual (Mcf)
1st year.....	73,310
2d year.....	92,357
3d year.....	102,613

The estimated total construction costs of the proposed facilities is \$805,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that Mid-Georgia Natural Gas Co. (Mid-Georgia) filed an application in Docket No. G-8766 on April 18, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Mid-Georgia and to sell natural gas to it.

Mid-Georgia proposes to construct and operate a natural gas distribution system in the City of Harlem, Georgia, and the surrounding territory. The estimated annual requirements of Mid-Georgia for the first, third and fifth years of operation are 200,227 Mcf, 213,364 Mcf and 213,364 Mcf, respectively.

The estimated total construction cost of the proposed facilities is approximately \$190,000 to be financed by the issuance of \$95,000 of 5 percent first mortgage bonds, of \$47,500 of 6 percent subordinated debentures, and of 47,500 shares of \$1 par value common stock.

Take notice further that the Town of Eclectic, Alabama (Eclectic) filed an application in Docket No. G-8778 on April 20, 1955 for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Eclectic and to sell natural gas to it.

Eclectic proposes to construct and operate a natural gas distribution sys-

tem within the Town of Eclectic and the surrounding territory.

The estimated annual and peak day requirements of Eclectic for the first, second and third years of operation are as follows:

	Annual (Mcf)	Peak day (Mcf)
1st year.....	14,466	164.1
2d year.....	17,006	190.7
3d year.....	21,735	231.4

The estimated total construction costs of the proposed facilities is \$170,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that the Town of Vincent, Alabama (Vincent) filed an application in Docket No. G-8779 on April 20, 1955, for the order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Vincent and to sell natural gas to it.

Vincent proposes to construct and operate a natural gas distribution system within its corporate limits and the surrounding territory. The estimated annual and peak day requirements of Vincent for the first, second and third years of operation are as follows:

	Annual (Mcf)	Peak day (Mcf)
1st year.....	23,669	209
2d year.....	29,283	321
3d year.....	33,975	372

The estimated total construction cost of the proposed facilities is \$425,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that the Town of Tchula, Mississippi (Tchula) filed an application in Docket No. G-9021 on June 8, 1955, for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Tchula and to sell natural gas to it. It expects to require 370.3 Mcf of natural gas per day on peak day and 37,617 annually in the third year of its operation.

The estimated total construction cost of the proposed facilities is \$238,000 to be financed through the issuance of natural gas revenue bonds.

Take notice further that the Town of Mulga, Alabama (Mulga) filed an application in Docket No. G-9037 for an order pursuant to section 7 (a) of the Natural Gas Act, directing Southern Natural Gas Company to establish physical connection of its facilities with the proposed facilities of Mulga and to sell natural gas to it.

Mulga proposes to construct and operate a natural gas distribution system within the community of Mulga and the adjacent unincorporated areas of Bay View Village, Mulga Village, Booker Heights, and Hoagtown. The estimated annual requirements of Mulga for the first, second and third years of operation

are 54,976 Mcf, 72,435 Mcf, and 84,383 Mcf, respectively.

The estimated total construction cost of the proposed facilities is \$450,000 to be financed through the issuance of natural gas revenue bonds.

These related matters should be heard on a consolidated record and disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on July 27, 1955, at 10:00 a. m. (e. s. t.) in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such applications: *Provided, however* That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of section 1.30 (c) or (c) (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before July 22, 1955.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5644; Filed, July 13, 1955;
8:47 a. m.]

[Docket Nos. G-3085, G-3086, G-3087, G-3088, G-3090, G-3091, G-3092, G-3093, G-3094, G-3095, G-3096, G-3097, G-3098, G-3099, G-3120, G-3121, G-3122, G-6282, G-6753, G-6754, G-6755, G-6756, G-6757, G-6758, G-6759, G-6760, and G-6761]

HUMBLE OIL & REFINING CO.

NOTICE OF ORDER REGARDING ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY AND PERMITTING WITHDRAWAL OF APPLICATION

JULY 7, 1955.

Notice is hereby given that on July 6, 1955, the Federal Power Commission issued its order adopted June 29, 1955, in the above-entitled matters, rescinding prior order issued December 15, 1954 (19 F. R. 594) issuing certificates of public convenience and necessity in Docket Nos. G-3085 through G-3088, G-3090 through G-3099, and G-3120 through G-3122; permitting withdrawal of applications in Docket Nos. G-6282, and G-6753 through G-6761, and F. P. C. Gas Rate Schedules in Docket Nos. G-3085 through G-3088, G-3090 through G-3099, G-3120 through G-3122, G-6282, and G-6753 through G-6761.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5645; Filed, July 13, 1955;
8:47 a. m.]

[Docket Nos. E-6625, E-6626]

CAROLINA ALUMINUM CO. ET AL.

NOTICE OF ORDER AUTHORIZING ACQUISITION OF CAPITAL STOCK, DISPOSITION OF FACILITIES AND MERGER OR CONSOLIDATION OF SUCH FACILITIES

JULY 7, 1955.

In the matters of Carolina Aluminum Company, Tapoco, Inc., and Nantahala Power and Light Company' Docket No. E-6625 and Docket No. E-6626.

Notice is hereby given that on June 30, 1955, the Federal Power Commission issued its order adopted June 29, 1955, in the above-entitled matters, authorizing the proposed acquisition of the capital stock of Tapoco by Carolina, the disposition of facilities by Carolina and Nantahala, and the merger or consolidation of such facilities with those of Tapoco.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5646; Filed, July 13, 1955;
8:47 a. m.]

[Docket No. G-8816]

HUMBLE OIL & REFINING CO.

NOTICE OF APPLICATION AND DATE OF HEARING

JULY 6, 1955.

Take notice that Humble Oil & Refining Company (Applicant) a Texas corporation whose address is Houston, Texas, filed on April 28, 1955, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application which is on file with the Commission and open for public inspection.

Applicant proposes to sell natural gas produced from the Pistol Ridge and Maxie Fields, Forrest, Lamar and Pearl River Counties, Mississippi to United Gas Pipe Line Company Company at 20.126 cents per Mcf for transportation in interstate commerce for resale.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on July 29, 1955, at 9:35 a. m., e. d. s. t., in a Hearing Room of the Federal Power Commission, 441 G Street, NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a noncontested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure.

Protests or petitions to intervene may be filed with the Federal Power Commis-

sion, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before July 27, 1955. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5647; Filed, July 13, 1955;
8:47 a. m.]

[Docket No. G-8908]

DELHI-TAYLOR OIL CORP.

NOTICE OF FINDINGS AND ORDER

JULY 7, 1955.

Notice is hereby given that on June 30, 1955, the Federal Power Commission issued its findings and order adopted June 29, 1955, issuing a certificate of public convenience and necessity in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5648; Filed, July 13, 1955;
8:47 a. m.]

[Project No. 2169]

CAROLINA ALUMINUM CO. AND TAPOCO, INC.

NOTICE OF ORDER APPROVING TRANSFER OF INTEREST IN LICENSE (MAJOR)

JULY 7, 1955.

Notice is hereby given that on June 30, 1955, the Federal Power Commission issued its order adopted June 29, 1955, approving transfer of interest in license (Major) in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 55-5649; Filed, July 13, 1955;
8:47 a. m.]

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

DIRECTOR, GENERAL SERVICES BRANCH, AND ASSISTANT TO DIRECTOR, GENERAL SERVICES BRANCH

DELEGATION OF AUTHORITY WITH RESPECT TO EXECUTION OF CERTAIN CONTRACTS

The Director, General Services Branch, and the Assistant to the Director, General Services Branch, Office of the Administrator, Housing and Home Finance Agency each is hereby authorized to execute leases and contracts (except for purely personal services) for the Office of the Administrator.

The delegation of authority published under Section IV (e) (2), 15 F. R. 372, January 21, 1950, respecting this same subject, is hereby revoked.

(Reorg. Plan No. 3 of 1947, 61 Stat. 954; 62 Stat. 1283 (1948), as amended, 12 U. S. C., 1952 ed., 1701c)

Effective as of the 14th day of July 1955.

ALBERT M. COLE,
*Housing and Home Finance
Administrator*

[F. R. Doc. 55-5660; Filed, July 13, 1955;
8:50 a. m.]

INTERSTATE COMMERCE COMMISSION

ORGANIZATION OF DIVISIONS AND BOARDS
AND ASSIGNMENT OF WORK, BUSINESS
AND FUNCTIONS

July 1, 1955.

The organization of divisions and boards and assignment of work, business and functions of the Interstate Commerce Commission, pursuant to section 17 of the Interstate Commerce Act as amended (49 U. S. C. 17) effective July 1, 1955, is set forth below.

[SEAL] HAROLD D. MCCOY,
Secretary.

1.1 The following organization schedule and assignment of work and functions shall be effective until duly changed:

DIVISIONS OF THE COMMISSION

2.1 There shall be four divisions of the Commission to be known, respectively, as divisions one, two, three and four.

2.2 As provided by section 17 of the Interstate Commerce Act, as amended, each division shall have authority to hear and determine, order, certify, or report or otherwise act as to any work, business, or functions assigned or referred to it under the provisions of that section, and with respect thereto shall have all the jurisdiction and powers conferred by law upon the Commission, and be subject to the same duties and obligations.

2.3 Each division with regard to any case or matter assigned to it, or any question brought to it under this delegation of duty and authority, may call upon the whole Commission for advice and counsel, or for consideration of any case or question by an additional Commissioner or Commissioners assigned thereto; and the Commission may recall and bring before it as such any case, matter or question so allotted or assigned and may either dispose of such case, matter, or question itself, or may assign or refer the matter to the same or another division.

2.4 From such assignment of work there shall be reserved for consideration and disposition by the Commission (1) all investigations on the Commission's own motion heretofore entered upon and hereafter instituted, except as may be otherwise provided, and (2) all applications for rehearing, reargument or other reconsideration and all cases before the Commission for reconsideration, except as hereinafter otherwise provided; and there shall also be excepted from this assignment of work all cases submitted to the Commission and specially referred to a division, the various cases enumer-

ated in any previous order of the Commission as reserved for consideration and disposition by the Commission, and all cases otherwise specially assigned.

2.5 All proceedings of the character in which, by provisions of the Administrative Procedure Act (60 Stat. 237), a hearing is required to be conducted in conformity with section 7, and a decision to be made as provided in section 8 of that act, shall be and are reserved to the Commission for initial decision, and for such purpose of initial decision may be assigned to a division, individual Commissioner, or board, as provided in section 17 of the Interstate Commerce Act (49 U. S. C. 17) by the general order of the Commission as to assignment of work, business, or functions. The following are excepted from the foregoing reservation: (a) Proceedings required by section 205 of the Interstate Commerce Act (49 U. S. C. 305) to be submitted to joint boards; and (b) specific cases, or classes of cases, as to which the Commission may order exemption from the operation of this general rule. For the purpose of such initial decision, the record in a proceeding so reserved shall be considered as certified to the Commission for initial decision when received by the Secretary of the Commission for filing in the docket. Such certification shall not be construed as relieving the officer from the necessity of submitting such recommended, tentative, or other type of report (consistent with the requirements of the Administrative Procedure Act) as the Commission shall previously have directed him to prepare in the proceeding. In individual proceedings involving rule-making as defined in section 2 (c) of the Administrative Procedure Act, and in determining applications for initial licenses, the Commission, or the division, individual Commissioner, or board, or examiner, to which or whom a particular proceeding may have been assigned under section 17 of the Interstate Commerce Act (49 U. S. C. 17), will, as warranted by the second sentence of sec. 2 (a) of the Administrative Procedure Act (60 Stat. 237), determine (c) whether there shall be a tentative decision by the Commission, or by a division, individual Commissioner, or board, or examiner, to whom the proceeding may be referred or assigned, or (d) whether there shall be a recommended decision by designated responsible officers of the Commission; and (e) in any case the Commission, or the division, Commissioner, or board, may find upon the record that due and timely execution of the functions of the Commission imperatively and unavoidably requires that a tentative or recommended decision be omitted in that case.

2.6 When a Commissioner is transferred from a division he shall continue to serve as a member of such division in lieu of his successor for the purpose of clearing up accumulated work, which shall be limited to the disposition of cases submitted on oral argument prior thereto, and still pending for decision, cases in which drafts of final reports or orders have been circulated, and other

matters requiring official action which are under active consideration at the time of the transfer.

DUTIES AND RESPONSIBILITIES OF THE CHAIRMAN OF THE COMMISSION

3.1 The following duties and responsibilities are delegated to the Chairman (or, in his absence, to the Acting Chairman who shall be the available senior Commissioner in point of service) to be exercised in addition to his statutory duties and any other duties that may be assigned or delegated to him:

3.2 He shall be the executive head of the Commission.

3.3 He shall preside at all sessions of the Commission, and shall see that every vote and official act of the Commission required by law to be recorded is accurately and promptly recorded by the Secretary or the person designated by the Commission for such purpose.

3.4 Except regular sessions, which shall be provided for by general regulation of the Commission, he shall call the Commission into special session whenever in his opinion any matter or business of the Commission so requires, but he shall, in any event, call a special session for the consideration of any matter or business upon request of a majority of the members.

3.5 He shall exercise general control over the Commission's argument calendar and conference agenda.

3.6 Except in instances where the duty is otherwise delegated or provided for, he shall act as correspondent and spokesman for the Commission in all matters where an official expression of the Commission is required.

3.7 He shall (a) bring to the attention of any Commissioner, division, or board any delay or failure in the work under his or its supervision, (b) report periodically, not less than once every six months, to the Commission on the state of the Commission's work, and (c) recommend to the Commission ways and means of correcting or preventing avoidable delays in the performance of any work or the disposition of any official matter which he is unable otherwise to have remedied.

3.8 He shall be ex officio Chairman of the Committee on Legislation and of the Committee on Rules.

3.9 He shall be relieved, during his chairmanship, of any regular assignment as a member of a division.

3.10 In any case in which it appears desirable, he may designate an additional Commissioner or Commissioners to sit with a division.

3.11 He may designate a Commissioner to fill a vacancy on any Committee until the Commission otherwise orders.

3.12 Pursuant to the general objectives and broad policies, or to specific instructions of the Commission, he shall represent the Commission in supervising, guiding and directing the Managing Director, the Secretary and the General Counsel in the performance of their duties and shall serve as the channel

through which they submit recommendations to the Commission.

3.13 In accordance with section 1003 (a) of the Civil Aeronautics Act of 1938, he is directed, when the occasion arises, in conjunction with corresponding action by the Chairman of the Civil Aeronautics Board, to designate a like number of Commissioners to function as members of a joint board to consider and pass upon matters referred to it as provided under subsection (c) of such section.

3.14 He shall be the Commission's representative on the United States National Railway Congress Association.

ASSIGNMENT OF DUTIES TO DIVISIONS

4.1 Work, business, and functions of the Commission are assigned and referred to the respective divisions for action thereon (including, for each division to which the subject matter or the principal part thereof is assigned, authority to approve recommendations of the Commission's staff for the enforcement of penal provisions of the Interstate Commerce Act, and statutory provisions supplementary thereto) as follows:

4.2 *Division One.* Motor Carrier Division (Commissioners Mitchell (Chairman) Tuggle, and Hutchinson)

(a) Section 203 (b) relating to partial exemption from the provisions of Part II, including determinations as to the necessity for application of Part II to transportation within a municipality, between contiguous municipalities, or within an adjacent zone, and the determination of the limits of such zones, referred to in section 203 (b) (8) and to casual transportation operations by motor vehicle, referred to in section 203 (b) (9)

(b) Section 204 (a) (1) to (3) inclusive, so far as relates to reasonable requirements with respect to continuous and adequate service and transportation of baggage and express by common carriers, and to qualifications and maximum hours of service of employees and safety of operation and equipment for common, contract, and private carriers, but not including requirements for the same transportation of explosives and other dangerous articles.

(c) Section 204 (a) (4) and section 211 (a) to (c) inclusive, relating to the regulation of brokers (other than their accounts, records, and reports)

(d) Section 204 (a) (4a) relating to certificates of exemption to motor carriers operating solely within a single State.

(e) Section 204 (a) (7) so far as relates to inquiries into the management of the business of motor carriers and brokers and persons controlling, controlled by, or under common control with motor carriers, and requests for information deemed necessary to carry out the provisions of Part II.

(f) Section 204 (b) relating to the establishment of classifications of brokers or of groups of carriers and just and reasonable rules, regulations and requirements therefor.

(g) Sections 206, 207, and 208, relating to certificates of public convenience

and necessity, except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(h) Section 209, relating to permits, except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(i) Section 210, relating to dual operations, except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(j) Section 210a (a), relating to applications for temporary authority for service by common or contract carriers by motor vehicle when certified to the Division by the Motor Carrier Board.

(k) Section 211, relating to brokerage licenses, except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(l) Section 212 (a) relating to suspension, change, and revocation of certificates, permits, and licenses, except determination of uncontested motor carrier revocation proceedings which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(m) Section 212 (b), relating to transfer of certificates or permits, except determination of applications which have not involved the taking of testimony at a public hearing unless certified to the Division by the Motor Carrier Board.

(n) Section 215, relating to security for the protection of the public.

(o) Section 224, relating to identification of motor carriers.

(p) Section 403 (c) and (d) relating to authority to prescribe reasonable rules and regulations governing the filing of surety bonds, policies of insurance, etc., by freight forwarders.

(q) Section 204 (c) and 403 (f) so far as relating to investigation of complaints of alleged noncompliance with the provisions of Parts II and IV assigned to Division One or requirements established pursuant thereto.

(r) Any other matters arising under Part II not specially assigned or referred to other divisions.

(s) In connection with the foregoing assignments Division One is authorized to institute, conduct and determine investigations into motor-carrier practices pertaining to matters covered by such assignments.

4.3 *Division Two.* Rates, Tariffs, and Valuation Division (Commissioners Alldredge. (Chairman) ¹ Freas, and Winchell)

(a) Section 4, relating to long-and-short-haul and aggregate-of-intermediate rates, and relief therefrom, when such proceedings have been formally heard, when applications are certified to the Division by the Fourth Section Board, when fourth-section relief arises as a result of an order or requirements of the Commission, or a division thereof, or when applications are to be considered in connection with general rate-increase proceedings.

(b) Section 5a, relating to agreements between or among carriers.

(c) Section 6, except paragraphs (11) and (12) relating to schedules of carriers under Part I, sections 217 and 218 relating to tariffs of common carriers and schedules of contract carriers under Part II, section 306 relating to tariffs of common carriers and schedules of contract carriers under Part III, and section 405 relating to tariffs of freight forwarders under Part IV—including, among other matters, the promulgation or prescription of forms, specifications, rules, or regulations to effectuate such provisions of law, as well as applications or petitions involving the construction, interpretation or application of such forms, specifications, rules, or regulations.

(d) Section 409 relating to contracts between freight forwarders and motor carriers, including authority to institute, conduct, and determine investigations pertaining thereto.

(e) Section 15 (7) of Part I, sections 216 (g) and 218 (c) of Part II, sections 307 (g) and (i) of Part III, and 406 (e) of Part IV relating to the disposition of applications for suspension of schedules and tariffs or parts thereof, including authority to institute investigations into rates, fares, charges, and practices of carriers under Parts I, II, and III, and freight forwarders under Part IV, as ancillary to a proceeding of investigation and suspension when such matter is certified to the Division by the Suspension Board, when there are petitions or requests for suspension of proposed general increases in rates, fares, or charges for application throughout a rate territory or region, or of wider scope, or when there are involved petitions for suspension of schedules filed in purported compliance with any decision, order, or requirement of the Commission or a Division thereof; and including authority to vacate or discontinue orders in proceedings instituted by Division 2 wherein respondents have withdrawn the matter under suspension, except in those instances where authority has been delegated to the Board of Suspension.

(f) Section 6 (11) (b) and (12) of the Interstate Commerce Act and section 11 (d) of the Panama Canal Act, 49 U. S. C. 51, relating to the establishment, under the additional authority conferred upon the Commission by the Panama Canal Act of proportional rates to or from ports, and through rail-and-water arrangements in foreign commerce.

(g) Institution of investigations of intrastate rates, fares, and charges, classifications and practices under section 13 (3) of Part I and section 406 (f)

of Part IV on the petition of carriers or freight forwarders.

(h) Section 19a, relating to the valuation of the property of carriers.

(i) Section 20 (11) of Part I and section 219 of Part II, so far as relating to the authorization of released rates and ratings.

(j) Sections 3 (2) 223, 318, and 414, so far as relating to the prescription of rules governing the delivery of freight and the settlement of rates and charges, and to prevent unjust discrimination.

(k) Section 22 so far as relating to reduced rates in case of calamitous visitation or disaster.

(l) Section 220 (a) relating to contracts between motor contract carriers and shippers.

(m) Section 304 (d) of Part III, relating to relief from the provisions of that part because of competition from carriers engaged in foreign commerce.

(n) Section 204 (c) section 304 (e) and section 403 (f) so far as relating to the investigation of complaints of alleged noncompliance with provisions of Parts II, III, and IV hereinbefore assigned to Division Two or requirements established pursuant thereto.

(o) Standard Time Act of March 19, 1918, as amended, 15 U. S. C. 261-265, inclusive.

(p) Formal complaints and suspension cases in which the issues relate primarily and predominantly to the interpretation and application of tariffs.

4.4 Division Three. Rates, Service, and Safety Division (Commissioners Arpaia (Chairman) Clarke and Freas)

(a) Section 1 (9) relating to switch connections.

(b) Section 1 (14) (b), relating to contracts of common carriers by railroad or express companies for the furnishing of protective service against heat or cold.

(c) Section 1 (10) to (14) (a) inclusive, and section 1 (15) to (17), inclusive, relating to car-service and emergency directions with respect thereto.

(d) Section 5 (1) relating to the pooling of traffic, service, or gross or net earnings of common carriers subject to the act.

(e) Section 3 (5) relating to requirement of common use of terminals and compensation therefor.

(f) Section 6 (11) (a) of the Interstate Commerce Act, and section 11 (d) of the Panama Canal Act, relating to the additional jurisdiction over rail and water traffic conferred upon the Commission by the Panama Canal Act, 49 U. S. C. 51, with respect to physical connections between rail lines and docks; and section 201 (c) Transportation Act, 1920 as amended, 49 U. S. C. 141 (c)

(g) Section 15 (10) relating to the direction of the routing of unrouted traffic.

(h) Sections 15 (13) 225, 314, and 415, relating to fixation of reasonable allowances to the owner of property transported for transportation services rendered, and I. & S. No. 11, The Tap Line Case.

(i) Section 25 (a) to (g) inclusive, as amended, relating to the installment and maintenance of safety devices by carriers by railroad.

(j) Section 1 (21) so far as relating to the compulsory construction of new roads or procurements of additional facilities.

(k) Section 204 (a) (1) (2) (3), and (5) of Part II, so far as relating to the establishment of reasonable requirements for the safe transportation of explosives and other dangerous articles, including flammable liquids, flammable solids, oxidizing materials, corrosive liquids, compressed gases, and poisonous substances.

(l) Section 403 (b) relating to establishment of reasonable requirements with respect to continuous and adequate service by freight forwarders.

(m) Section 404 (d), relating to agreements between freight forwarders for joint loading of traffic.

(n) Section 204 (c) and section 403 (f), so far as relating to the investigation of complaints of alleged noncompliance with provisions of Parts II and IV hereinbefore assigned to Division Three, or requirements established pursuant thereto.

(o) Matters coming from the Board of Reference, relating to instructions concerning the informal consideration of unusual matters and cases for which there is no governing precedent.

(p) Matters coming from the Section of Informal Cases of the Bureau of Rates, Tariffs and Informal Cases.

(q) Matters arising under the Transportation of Explosives and Dangerous Articles Act, Accident Reports Act, Safety Appliance Act, Hours of Service Act, Locomotive Inspection Act, Medals of Honor Act, Ash Pan Act, Railroad Retirement Act of 1937, Carriers Taxing Act of 1937, Railroad Unemployment Insurance Act, the Railway Labor Act, as respectively amended; the Block Signal Resolution of June 30, 1906, and Sundry Civil Appropriation Act of May 27, 1903; Postal Service Acts, 39 U. S. C. 6, 12, 13, 14 and 15, so far as those acts relate to duties of the Commission.

(r) Authority to approve recommendations of the Commission's staff for the enforcement of penal provisions of the Interstate Commerce Act, and statutory provisions supplementary thereto if the subject matter is otherwise unassigned.

4.5 Divisions Two and Three. Except in special circumstances, alternately, in monthly rotation, commencing with Division Three in January, 1954:

(a) All formal cases not otherwise herein assigned or referred to another division, or reserved to the Commission, arising under Part I, and all formal cases involving rates, fares, or charges arising under Parts II, III, and IV.

4.6 Division Four. Finance Division (Commissioners Johnson (Chairman), Elliott, and Tuggle)

(a) Section 1 (18) to (20) inclusive, and sections 303 (1) 309, 310, 311, and 312, relating to certificates of convenience and necessity under Parts I and III and permits under Part III, and section 410, relating to permits under Part IV, including abandonments of service by freight forwarders under section 410 (1).

(b) Section 5 (2) to (13), inclusive

and section 210a (b) of Part II, relating to the consolidation, merger, purchase, lease, operating contracts, and acquisition of control of carriers, and to non-carrier control, including matters of public convenience and necessity under section 207 and consistency with the public interest under section 209 directly related thereto.

(c) Section 5 (14) to (16) inclusive, relating to common control of railroads and common carriers by water.

(d) Section 302 (e) and section 303 (b) to (h) inclusive, relating to exemptions of water carriers from the provisions of Part III.

(e) Sections 20a and 214 relating to the issuance and approval of securities of carriers under Parts I and II, and to the holding of interlocking positions as director or officer.

(f) Section 20b relating to voluntary adjustments of capital structures under Part I.

(g) Section 304 (c) relating to classifications of groups of water carriers subject to Part III and rules, regulations, and requirements relating thereto.

(h) Section 411 (d) and (f) relating to investigation of alleged violations of section 411 (a) (b) and (c)

(i) Sections 204 (c) 304 (e) and 403 (f) so far as relating to the investigation of complaints of alleged noncompliance with provisions of Parts II, III, and IV hereinbefore assigned to Division Four or requirements established pursuant thereto.

(j) The Uniform Bankruptcy Act, as amended, 11 U. S. C. relating to the reorganization of corporations subject to the exercise of the regulatory powers of the Commission.

(k) Section 3 of Public Law No. 478 relating to review by the Commission prior to confirmation by the courts of plans of reorganization previously approved by the Commission.

(l) Matters arising under section 20c, providing for the recording of equipment trust agreements and other documents relating to lease or conditional sale of railroad equipment.

(m) Matters arising under the Clayton Antitrust Act, as amended.

COMMITTEES OF THE COMMISSION

5.1 There shall be a Committee on Legislation and a Committee on Rules composed of three Commissioners each.

5.2 Commission Committees and Commissioners:

Commission Committees:	Commissioners
(a) Legislation—	Cross (Chairman), Commissioners Arpaia and Clarke.
(b) Rules—	Cross (Chairman), Commissioners Aildredge and Elliott.

ASSIGNMENT OF DUTIES TO INDIVIDUAL COMMISSIONERS

6.1 The following portions of the work, business, and functions of the Commission are assigned and referred to individual Commissioners as herein designated:

6.2 (a) Entry of reparation orders responsive to findings authorizing the fil-

ing of statements as provided in Rule 100 of the general rules of practice.

(b) Claims arising under Federal Tort Claim Act, 28 U. S. C. 2671 et seq., except claims covered by section 2672 of that act.

(c) Approval for publication of statistical releases.

[Chairman of the Commission (Chairman Cross).]

6.3 Dismissal of complaints upon requests of complainants.

[If the proceeding has been assigned to a Commissioner, the Commissioner to whom it is assigned; otherwise, to the Chairman of the Commission.]

6.4 Postponement of the effective date of orders in proceedings which are the subject of suits brought in a court to enjoin, suspend, or set aside the decision, order, or requirement therein.

[Commissioner through whom the General Counsel reports (Chairman ex officio).]

6.5 (a) With respect to carriers and others subject to Part II, (a) authority to grant extensions of time for filing annual, periodical, and special reports, and (b) authority to grant exemptions to individual carriers from the reporting requirements.

(b) Authority to permit the use of prescribed accounts for carriers and other persons under Parts I, II, III, and IV, which by provisions of their own texts require special authority.

(c) Authority to permit departures from general rules prescribing uniform systems of accounts for carriers and other persons under Parts I, II, III, and IV

(d) Authority to prescribe by order, rates of depreciation to be used by individual carriers by railroad, water, and pipe line.

(e) Authority to issue special authorizations permitted by the prescribed regulations governing the destruction of records of carriers subject to Parts I, II, III, and IV

[Commissioner through whom the Bureau of Accounts, Cost Finding and Valuation reports (Commissioner Winchell).]

6.6 Applications under section 20a (12) for authority to hold the position of officer or director of more than one corporation.

[Commissioner through whom the Bureau of Finance reports (Commissioner Johnson).]

6.7 (a) Special permissions or other permissible waivers of rules regarding schedules of rates, etc., under sections 6, 217, 218, 306, 405 and 409 (a)

(b) Released rates applications under section 20 (11)

(c) Ex Parte No. 13, with respect to modifications under section 6 (3) of posting requirements of section 6 (1) and

(d) Reduced rates authorizations in cases of calamitous visitation under section 22.

(e) Applications and complaints on the special docket.

[Commissioner through whom the Bureau of Rates, Tariffs and Informal Cases reports (Commissioner Alldredge).]

6.8 (a) Uncontested matters arising under the Boiler Inspection Act, as amended.

(b) Uncontested matters under section 25, the Safety Appliance Acts, as amended, the Hours of Service Act, as amended, and section 3 of the Accident Reports Act (including the making of reports of investigations under that section except those in which testimony is taken at a public hearing)

(c) Uncontested matters relating to the transportation of explosives and other dangerous articles.

[Commissioner through whom the Bureau of Safety and Service reports (Commissioner Clarke).]

6.9 With respect to carriers and other persons subject to Parts I, III, and IV (a) authority to grant extensions of time for filing annual, periodical, and special reports, and (b) authority to grant exemptions to individual carriers from the reporting and accounting requirements.

[Commissioner through whom the Bureau of Transport Economics and Statistics reports (Commissioner Freas).]

6.10 Admission, disbarment, and suspension of practitioners before the Commission under Rules 7 to 13, inclusive, of the general rules of practice.

[Commissioner Arpaia.]

6.11 The making of reports of investigations under section 220 of the act except those in which testimony is taken at a public hearing.

[Commissioner Tuggle.]

6.12 Merely procedural matters in any formal case or pending matter, and extensions of time for compliance with orders (except in investigations on the Commission's own motion) in any such case or matter which is not the subject of a suit in court, when the subject matter or particular proceeding has been or is assigned or referred to the division: *Provided*, That if the proceeding has been assigned to a Commissioner for administrative handling or preparation of report, such Commissioner shall act on such procedural matters (including extensions of time for compliance with orders) and if the subject matter or particular proceeding has not been assigned or referred to a division or to a Commissioner, the Chairman of the Commission may act on such matters.

[Chairman of the respective divisions.]

6.13 The functions, powers, responsibilities, and duties of the Defense Transport Administration transferred and delegated to the Commission pursuant to the Defense Production Act of 1950, as amended, effective July 1, 1955.

[Commissioner through whom the Bureau of Safety and Service reports¹ (Commissioner Clarke).]

¹ In the event of the absence or disability of the Commissioner who is responsible for the supervision of the Bureau of Safety and Service, the senior member of Division Three who is present shall act in his place and stead in performing the duties and exercising

6.14 In each of the foregoing delegations and assignments, except Item 6.13, to an individual Commissioner, in event of the absence or disability of such individual Commissioner, the senior member of the division which has jurisdiction of the subject matter or proceeding who is present shall act instead of the Commissioner above designated. In the event of the absence or disability of a Commissioner to whom a proceeding not referred to a division has been assigned for administrative handling or preparation of report, procedural matters in connection with such proceeding may be acted upon by the Chairman of the Commission.

ASSIGNMENTS TO BOARDS

7.1 The following portions of the work, business, and functions of the Commission are assigned to Boards of employees. Such portions relate to proceedings or classes of proceedings that do not involve issues of general transportation importance. The right to apply to the Commission for rehearing, reargument or reconsideration of a decision, order or requirement of an appellate division upon a petition filed by a party to the original order, action or requirement of any such board is restricted, under the authority granted by section 17 (6) of the Interstate Commerce Act as herein provided.

7.2 *Fourth Section Board.* Section Four, relating to long-and-short-haul and aggregate-of-intermediate rates, and relief therefrom, except proceedings made the subject of formal hearing, matters prompted by an order or requirement of the Commission or a division thereof, or matters arising from general increase proceedings. The Board may certify to Division Two any matter which, in its judgment, should be passed on by that division or the Commission.

7.3 *Suspension Board.* Section 15 (7) of Part I, sections 216 (g) and 218 (c) of Part II, sections 307 (g) and (i) of Part III and 406 (e) of Part IV relating to the initial disposition of petitions or requests for suspension of schedules and tariffs, or parts thereof, including authority to institute investigations into rates, fares, charges, and practices of carriers under Parts I, II, III, and freight forwarders under Part IV as ancillary to the suspension of any tariff or schedule, including also the power to enter orders discontinuing investigation and suspension proceedings, when, prior to hearing, the suspended schedules have been withdrawn and cancelled pursuant to special permission authority. This delegation of authority shall not include (1) petitions or requests relating to tariffs or schedules filed in purported compliance with any decision or order of the Commission

ing the powers vested in that Commissioner by delegation or redelegation issued pursuant to the Defense Production Act of 1950, as amended, or by the Director of the Office of Defense Mobilization pursuant to law, provided further, that in the event of the absence or disability of all members of Division Three, the Chairman (or, in his absence, the Acting Chairman) of the Commission shall act in the place and stead of said Commissioner in performing such duties and exercising such powers.

or a division thereof, (2) petitions or requests for suspension of proposed general increases in rates, fares, or charges for application throughout a rate territory or region, or of wider scope, nor (3) any action in connection with suspensions to be taken during or after formal hearings or investigations. The Board may certify any question or matter which, in its judgment, should be acted upon by Division 2 or, upon the recommendation of Division 2, by the Commission.

7.4 Motor Carrier Board. (a) In applications under sections 206, 207, 208, 209, 210, and 211, which have not involved the taking of testimony at a public hearing, determination of whether applications should be dismissed at the request of applicants.

(b) Section 210a (a) relating to applications for temporary authority for service by common or contract carriers by motor vehicle.

(c) Determination of uncontested motor carrier revocation proceedings under section 212 (a) which have not involved the taking of testimony at a public hearing.

(d) Determination of applications under section 212 (b) relating to transfer of certificates or permits, which have not involved the taking of testimony at a public hearing.

(e) Any matter referred to the board which is assigned for the taking of testimony at a public hearing shall be carried to a conclusion in accordance with the established practices and assignment of work of the Commission.

(f) The board may certify to Division One any matter which in its judgment should be passed on by that Division or the Commission.

REHEARINGS AND FURTHER PROCEEDINGS

8.1 For the proper and more convenient dispatch of business, and to the ends of justice, the following regulations of the conduct of proceedings are adopted (in addition to those governing the parties, as set out in the rules of practice) in respect of rehearings, reconsiderations, further hearings, and supplementary proceedings, as the result of the filing of petitions by parties to the decisions, orders, or requirements of divisions of the Commission, individual Commissioner, Board of Suspension, Fourth Section Board or Motor Carrier Board.

8.2 In respect of all such matters, petitions for reconsideration or for rehearing of any order or decision of an individual Commissioner as herein authorized shall be initially passed upon by the division to which the general subject has not been referred to a division, then by the Commission.

8.3 Except in matters assigned to the Motor Carrier Board, and further excepting matters relating to long-and-short-haul and aggregate-of-intermediate rates, and relief therefrom, when such matters have not been subject to formal hearing; and further excepting matters relating to the disposition of applications for suspension of schedules and tariffs or parts thereof, as more especially provided in a succeeding para-

graph, any such petition (and any supporting or opposing documents) shall be considered by the appropriate division as constituted at the time the petition is processed and circulated for action: if the division grants the same, the petition will stand as granted by the division and denied by the Commission, and further proceedings will be before the division and under its direction. Any further decision, order or requirement of the division shall be subject to petition for rehearing or reconsideration as provided in the act. If the division does not grant the petition, it will be considered by the Commission, which in its discretion will determine if sufficient reason for granting a rehearing or taking any other action has been made to appear.

8.4 Division Two is hereby designated as an appellate division to which applications or petitions for reconsideration or review of any order, action or requirement of the Board of Suspension or the Fourth Section Board shall be assigned or referred for disposition and the decisions or orders of the appellate

division shall be administratively final and not subject to review by the Commission.

8.5 Division One is hereby designated as an appellate division to which applications or petitions for reconsideration or review of any order, action, or requirement of the Motor Carrier Board shall be assigned or referred for disposition and the decisions or orders of the appellate division shall be administratively final and not subject to review by the Commission.

8.6 Announcements of the staying or postponement of decisions, orders, or requirements of divisions, individual Commissioners, or boards when petitions for rehearing, reargument, or reconsideration are filed before such decisions, orders, or requirements have become effective, will be made by the Secretary or under his direction.

BUREAUS AND OFFICES OF THE COMMISSION

9.1 The Bureaus and Offices of the Commission shall report as follows, except with respect to matters within the jurisdiction of the Managing Director:

Bureaus or offices of the commission	Headed by—	Reports to the commission or appropriate division through
9.2 Office of the managing director.....	Managing director.....	Chairman ex officio.
(a) Budget and fiscal.....	Budget officer.....	
(b) Personnel.....	Personnel director.....	
(c) Stenography.....	Chief of section.....	
(d) Supplies and publications.....	Purchasing agent.....	
9.3 Office of the secretary.....	Secretary.....	Chairman ex officio.
(a) Dockets.....	Chief of section.....	
(b) Indices—annotations.....	Chief of section.....	
(c) Library.....	Librarian.....	
(d) Mails and files.....	Chief of section.....	
9.4 Office of the general counsel.....	General counsel.....	Chairman ex officio.
9.5 Accounts, cost finding and valuation.....	Director.....	Commissioner Winchell.
(a) Administrative.....	Assistant director.....	
(b) Accounting.....	Chief accountant.....	
(c) Cost finding.....	Chief of cost finding.....	
(d) Engineering.....	Head valuation engineer.....	
(e) Field service.....	Chief of field service.....	
(f) Land.....	Head land appraiser.....	
(g) Valuation Order No. 3.....	Head auditor, property changes.....	
9.6 Finance.....	Director.....	Commissioner Johnson.
(a) Convenience and necessity and interlocking directorates.....	Chief of section.....	
(b) Securities and reorganizations.....	Chief examiner.....	
9.7 Formal cases (general).....	Director.....	Commissioner Arpaia.
(a) Matters pending before divisions.....	Chief of section.....	Chairman of division.
(b) Examiners reviewing.....	Director.....	
9.8 Inquiry and compliance.....	Assistant director and chief of section.....	Commissioner Elliott.
(a) Motor carrier enforcement.....	Chief of section.....	
(b) Rail, water, and forwarder enforcement.....	Director.....	
9.9 Motor carriers.....	Assistant director.....	Commissioner Mitchell.
(a) Washington staff.....	Assistant to director.....	
(b) Administrative.....	Chief of section.....	
(c) Certificates.....	Chief of section.....	
(d) Insurance.....	Chief of section.....	
(e) Complaints.....	Chief of section.....	
(f) Safety.....	Chairman of board.....	
(g) Motor carrier board.....	Assistant director.....	
(h) Field organization.....	District director.....	
(i) 14 districts.....	Director.....	Commissioner Allredge.
9.10 Rates, tariffs and informal cases.....	Assistant director.....	
(a) Administrative.....	Assistant director and chief of section.....	
(b) Rail tariffs (including water, pipeline, and express tariffs).....	Assistant director and chief of section.....	
(c) Motor tariffs (including freight forwarder tariffs and motor carrier freight forwarder agreements under sec. 499).....	Assistant director and chief of section.....	
(d) Informal cases.....	Chairman of board.....	
(e) Suspension board.....	Chairman of board.....	
(f) Fourth section board.....	Director.....	Commissioner Clarke. ¹
9.11 Safety and service.....	Assistant director.....	
(a) Car service.....	Assistant director of bureau and director of locomotive inspection.....	
(b) Locomotive inspection.....	Assistant director.....	
(c) Railroad safety.....	Chief of branch.....	
(d) Explosives branch.....	Director.....	Commissioner Freas.
9.12 Transport economics and statistics.....	Chief of section.....	
(a) Section of reports.....	Chief of section.....	
(b) Section of research.....	Chief of section.....	
(c) Section of waybills.....	Director.....	Commander Tuggle.
9.13 Water carriers and freight forwarders.....	Assistant director.....	
(a) Section 5a applications.....		
(b) Operating authorities.....		

¹ Also serves as the delegate for administration and performance of duties arising under Defense Production Act of 1950, as amended. See Item 6.13.

FOURTH SECTION APPLICATIONS FOR
RELIEF

JULY 11, 1955.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT-HAUL

FSA No. 30841. Wrought Pipe—Minnequa, Colo., to Oklahoma and Texas. Filed by F. C. Kratzmeir, Agent, for interested rail carriers. Rates on wrought iron or steel pipe, and related commodities, carloads, from Minnequa, Colo., to specified points in Oklahoma and Texas.

Grounds for relief: Short-line distance formula.

Tariff: Supplement 31 to Agent Kratzmeir's I. C. C. 4116.

FSA No. 30842: Cinders, clay or shale—Between interstate points and Missouri. Filed by F. C. Kratzmeir, Agent, for interested rail carriers. Rates on cinders, clay or shale, ground or not ground, carloads, between specified points in Arkansas, Kansas, Louisiana (west of the Mississippi River) Missouri, New Mexico, Oklahoma, and Texas, on one hand, and all points in Missouri, on the other.

Grounds for relief: Short-line distance scale and circuitous routes.

Tariff: Supplement 26 to Agent Kratzmeir's I. C. C. 4135.

FSA No. 30843: Fullers Earth—Florida and Georgia to southern territory. Filed by R. E. Boyle, Jr., Agent, for interested rail carriers. Rates on Fuller's earth, in packages or in bulk, carloads, from Jamieson and Quincy, Fla., Attapulgis, Roddenberry, and Faceville, Ga.

Grounds for relief: Short-line distance formula and circuit.

Tariff: Supplement 82 to Agent Spaninger's I. C. C. 1323.

FSA No. 30844. Merchandise—New York, N. Y. to Jackson, Miss. Filed by C. W. Boin, Agent, for interested rail carriers. Rates on merchandise, viz., freight all kinds, mixed carloads, from New York, N. Y. and points taking same rates to Jackson, Miss.

Grounds for relief: Motor truck competition and circuit.

Tariff: Supplement 11 to Agent Boin's I. C. C. A-1030.

FSA No. 30845: Barytes—Arkansas and Missouri to Louisiana. Filed by F. C. Kratzmeir, Agent, for interested rail carriers. Rates on Barite (barytes) ground, carloads, from specified points in Arkansas and Missouri to specified points in Louisiana (west of the Mississippi River).

Grounds for relief: Competition of imported barytes and circuitous routes.

Tariff: Supplement 21 to Agent Kratzmeir's I. C. C. No. 4092.

FSA No. 30846: Asphalt—Baltimore, Md., and Catlettsburg, Ky., to Virginia. Filed by C. W. Boin, Agent, for interested rail carriers. Rates on asphalt (asphaltum) natural, byproduct of petroleum, other than paint, stain or varnish, tankcar loads, from Baltimore,

Md., and Catlettsburg, Ky., to points in southern Virginia.

Grounds for relief: Market competition and circuit.

Tariffs: Supplement 4 to C. W. Boin's I. C. C. A-932; Supplement 221 to Agent Spaninger's I. C. C. No. 1026.

By the Commission.

[SEAL] HAROLD D. McCox,
Secretary.

[F. R. Doc. 55-5659; Filed, July 13, 1955;
8:50 a. m.]

SECURITIES AND EXCHANGE
COMMISSION

[File No. 7-1678]

SCHERING CORP.

NOTICE OF APPLICATION FOR UNLISTED
TRADING PRIVILEGES, AND OF OPPORTUNITY
FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C. on the 7th day of July 1955.

The Philadelphia-Baltimore Stock Exchange pursuant to Section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the common stock, 15¢ par value, of Schering Corp., a security listed and registered on the New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to July 28, 1955, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-5650; Filed, July 13, 1955;
8:48 a. m.]

[File No. 54-211]

CENTRAL PUBLIC UTILITY CORP.

ORDER APPROVING AND RELEASING JURISDICTION
WITH RESPECT TO CERTAIN FEES AND
EXPENSES

JULY 8, 1955.

On December 4, 1953, the Commission issued its Findings, Opinion and Order

pursuant to Section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act") approving a plan of Central Public Utility Corporation ("Central Public"), a registered holding company, which plan proposed, inter alia, the distribution by Central Public to its shareholders, on a pro rata basis, of the reclassified stock of its then public-utility subsidiary, Central Indiana Gas Company ("Indiana"), and the liquidation and dissolution of one of Central Public's non-utility subsidiaries, Central Natural Gas Corporation. Said order provided that only such fees and expenses, and no more, in connection with said plan and the proceedings incident thereto shall be paid by Central Public as may be approved by the Commission and jurisdiction was reserved with respect to the reasonableness, appropriate allocation, and payment by Central Public and its subsidiaries of all fees and expenses and all other remuneration incurred or to be incurred in connection with the plan, the transactions incident thereto and the proceedings thereon and related thereto, except as indicated in said order.

On April 21, 1955, Central Public filed an application in which it informed the Commission that certain legal fees for and with respect to services rendered in connection with said plan and transactions incident or related thereto have been paid in the amounts and to the recipients as indicated below.

Recipient:	Fee
Batton, Harker & Rauch.....	\$3,600
Piper & Marbury.....	350

¹ This amount was the annual retainer paid by Indiana to the firm with respect to which it performed services on an estimated 40 full business days of which approximately 10 days were spent on matters relating to the plan.

Central Public further informed the Commission that it has agreed to pay a fee and expenses to Duke and Landis, counsel for Central Public, which firm has filed a statement in support of its requests for payment of a fee and expenses of \$18,000 and \$1,650.81, respectively.

The Commission having examined the record in the light of the fees and expenses paid or requested and finding that the amounts are reasonable and for necessary services and that an order should be entered approving said fees and expenses and releasing jurisdiction with respect thereto:

It is ordered, That the foregoing fees and expenses be, and the same hereby are, approved, and that jurisdiction heretofore reserved with respect thereto be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-5651; Filed, July 13, 1955;
8:48 a. m.]

[File No. 70-3390]

NEW ENGLAND ELECTRIC SYSTEM ET AL.

NOTICE OF FILING REGARDING ISSUE AND SALE
BY SUBSIDIARIES OF PROMISSORY NOTES
TO BANKS AND TO PARENT COMPANY

JULY 8, 1955.

In the Matter of New England Electric System, New England Power Company, Weymouth Light and Power Company; File No. 70-3390.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act") by New England Electric System ("NEES") a registered holding company, and its public-utility subsidiaries, New England Power Company ("NEPCO") and Weymouth Light and Power Company ("Weymouth"). Applicants - declarants have designated Sections 7, 10 and 12 of the Act and Rules U-42 (b) (2) U-43 and U-45 (b) (1) promulgated thereunder as applicable to the proposed transactions, which are summarized as follows:

NEPCO proposes to issue, from time to time but not later than December 31, 1955, short-term unsecured promissory notes to The First National Bank of Boston in an aggregate principal amount not in excess of \$13,500,000, the proceeds of which will be used, in part, to pay NEPCO's bank indebtedness, outstanding as at June 16, 1955 in the amount of \$1,000,000, with the balance to be used to pay for construction or to reimburse NEPCO's treasury therefor. NEPCO contemplates the issuance and sale of \$10,000,000 of common stock prior to December 31, 1955, the proceeds of which will be applied to the payment of its outstanding notes. This transaction will be the subject of a further application.

Weymouth proposes to issue, from time to time but not later than December 31, 1955, short-term unsecured promissory notes to NEES in an aggregate principal amount not in excess of \$4,830,000 and to The First National Bank of Boston in an aggregate principal amount not in excess of \$1,730,000. It is stated that at no time during the period will Weymouth's note indebtedness exceed \$3,100,000. The proceeds to be derived from the notes proposed to be issued by Weymouth will be used, in part, to pay its note indebtedness, outstanding as at June 16, 1955 in the amount of \$2,450,000, with the balance used to pay for construction or to reimburse its treasury therefor. Weymouth expects to issue and sell approximately \$1,370,000 of capital stock prior to December 31, 1955, and to apply the proceeds therefrom to payment of its outstanding notes. This transaction will also be the subject of a further application.

The notes proposed to be issued by NEPCO and Weymouth will mature on March 31, 1956, and may be prepaid, in whole or in part, without premium and will bear an annual interest rate not in excess of the prime rate of interest, presently 3%, charged by banks for similar notes at the time of issuance thereof. With respect to any notes proposed to be issued by Weymouth to banks

to prepay then outstanding notes payable to NEES, if the interest rate on the notes proposed to be issued exceeds the interest rate on the notes proposed to be paid, Weymouth will file an amendment to the application-declaration setting forth therein the proposed amount of the new note or notes and the proposed interest rate thereon which amendment will become effective five days after the filing thereof unless the Commission notifies Weymouth to the contrary within said five-day period.

The joint application-declaration states that incidental services in connection with the proposed note issues will be performed at cost by New England Power Service Company, an affiliated service company, such cost being estimated not to exceed \$300 for each applicant-declarant, an aggregate of \$900.

The joint application-declaration further states that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Applicants-declarants request that the Commission's order herein become effective forthwith upon issuance.

Notice is further given that any interested person may, not later than July 25, 1955, at 5:30 p. m., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the joint application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the Rules and Regulations promulgated under the Act, or the Commission may grant exemption from its rules as provided in Rules U-20 (a) and U-100 or take such other action as it deems appropriate.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.[F. R. Doc. 55-5654; Filed, July 13, 1955;
8:49 a. m.]

[File No. 811-27]

CUMULATIVE TRUST SHARES

NOTICE OF MOTION TO TERMINATE
REGISTRATION

JULY 8, 1955.

Notice is hereby given that the Securities and Exchange Commission ("Commission") on its own motion is proposing under Section 8 (f) of the Investment Company Act of 1940 to declare by order that Cumulative Trust Shares ("the Trust"), a unit investment trust registered under the Act has ceased to be an investment company.

The Trust was created by a Trust agreement dated as of July 1, 1930, and terminated by its terms on June 30, 1950.

The Trust was registered under the Act on November 1, 1940.

At the date of termination of the Trust, City Bank Farmers Trust Company, Two Wall Street, New York 15, New York ("the Trustee") was successor Trustee and North American Depositor Corporation, 63 Wall Street, New York 5, New York, was successor Depositor.

Following termination of the Trust on June 30, 1950, and in accordance with its provisions the Trustee liquidated the Trust's assets and on and after December 15, 1950, the sum of \$499,875 was available for distribution to the holders of 64,500 Trust Shares at the rate of \$7.75 per share.

Since that date and up to and including June 17, 1955, the sum of \$483,290 had been distributed to the shareholders leaving \$16,585 uncollected by shareholders as of that date. In addition, on June 17, 1955, the further sum of \$4,298.71 remained on deposit with the Trustee for the payment of matured coupons not theretofore collected by shareholders.

The funds remaining on deposit with the Trustee as set forth above are held by the Trustee solely for the purposes of distribution to shareholders, except as such funds may be affected by the law governing abandoned property in the State of New York.

Notice is further given that any interested person may, not later than July 27, 1955, at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the Rules and Regulations promulgated under the Act.

By the Commission.

[SEAL]

ORVAL L. DuBois,
Secretary.[F. R. Doc. 55-5655; Filed, July 13, 1955;
8:49 a. m.]

[File No. 811-375]

PILGRIM FUND

NOTICE OF APPLICATION FOR ORDER DECLARING
COMPANY HAS CEASED TO BE AN
INVESTMENT COMPANY

JULY 8, 1955.

Notice is hereby given that The Pilgrim Fund ("Pilgrim") an open-end, diversified, management investment company, registered under the Investment Company Act of 1940, has filed an application pursuant to Section 8 (f) of the act for an order declaring that it has ceased to be an investment company under the act.

Pilgrim filed its notification of registration under the act on November 2,

1940. On December 22, 1954, Pilgrim was merged with Mutual Investment Company of America, a registered, open-end, diversified investment company, following an approval vote of its security holders. All of its liabilities have been paid.

In connection with said merger \$21,-835.79 was placed in escrow with Manufacturers National Bank of Detroit, Detroit, Michigan, for distribution to dissenting stockholders, of which \$2,-117.73 was undistributed at June 14, 1955.

At the same time 7,683 shares of Mutual Investment Company of America were placed in escrow with the Manufacturers National Bank of Detroit for purposes of distribution to the security holders of Pilgrim of which 138 shares were undistributed as of June 14, 1955. These funds and shares are held by said Bank in trust for the purposes of said distributions subject only to the escheat laws of the State of Michigan.

Notice is further given that any interested person may, not later than July 25, 1955 at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the Rules and Regulations promulgated under the Act.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-5652; Filed, July 13, 1955;
8:48 a. m.]

[File No. 811-492]

MUTUAL FUND OF BOSTON, INC.

NOTICE OF APPLICATION FOR ORDER DECLARING THAT COMPANY HAS CEASED TO BE AN INVESTMENT COMPANY

July 8, 1955.

Notice is hereby given that Mutual Fund of Boston, Inc. ("Mutual") has filed an application under Section 8 (f) of the Investment Company Act of 1940 for an order declaring that Mutual registered under the Act as an open-end, management investment company, has ceased to be an investment company.

The following representations are made:

Mutual, a Massachusetts corporation, having its principal place of business at 19 Congress Street, Boston, Massachusetts, filed its Notification of Registration under the Act on December 19, 1944.

On July 1, 1954, following a vote of approval of its security holders, Mutual effected a sale of substantially all its

assets to New England Fund, a registered, open-end management investment company, in exchange for 95,864 shares of the latter's capital stock together with \$3,640 as a cash adjustment for fractions which shares and cash were to be distributed to the holders of shares of Mutual.

Except for 613 shares and \$22.50 cash now held for purposes of distribution to four shareholders by the Boston Safe Deposit and Trust Company, Transfer Agent and Dividend Disbursing Agent for Mutual, all the shares of New England Fund and cash for fractions have been distributed to the shareholders of Mutual.

Mutual has no assets and does no business and is in the course of dissolution under state law.

Notice is further given that any interested person may, not later than July 25, 1955, at 5:30 p. m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, and reasons for such request and the issuance, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the Rules and Regulations promulgated under the act.

By the Commission:

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-5653; Filed, July 13, 1955;
8:48 a. m.]

[File No. 812-946]

TEXAS FUND RESEARCH AND MANAGEMENT ASSOCIATES

NOTICE OF APPLICATION FOR EXEMPTION FROM THE PROVISIONS REQUIRING APPROVAL BY STOCKHOLDERS OF INVESTMENT ADVISORY CONTRACT

July 8, 1955.

Notice is hereby given that Texas Fund Research and Management Associates ("Texas Management") a Texas corporation, which is the investment adviser of Texas Fund, Inc., a registered, open-end, diversified, investment company, has filed an application pursuant to Section 6 (c) of the Act, seeking an exemption from the provisions of Section 15 (a) of the Act, to the extent that Texas Management may be permitted to serve as investment adviser under a new written investment advisory contract to be executed between Texas Management and Texas Fund without having been approved by the shareholders of Texas Fund.

Texas Management has served as investment adviser to Texas Fund since the latter company commenced business. The investment advisory contract under which Texas Management is now serving

as investment adviser to Texas Fund was executed on August 8, 1949, and modified in 1950 with the approval of the holders of a majority of the outstanding shares of Texas Fund.

The owners of the outstanding voting securities of Texas Management propose to contribute all their holdings of such stock to Bradschamp & Company ("Bradschamp") a Texas corporation, which has served as principal underwriter for Texas Fund since 1949. The outstanding voting securities of Bradschamp and of Texas Management are owned by the same individuals in exactly the same proportions. Under the terms of Texas Management's investment advisory contract with Texas Fund, the proposed contribution of the shares of Texas Management may constitute an assignment of the investment advisory contract itself and, therefore, result in the termination thereof. Therefore, it is proposed that following the contribution of its shares, Texas Management enter into a new contract with Texas Fund.

The application states that the present investment adviser will in substance continue to serve under the existing investment advisory contract since the new investment advisory contract between Texas Management and Texas Fund will be identical with the existing contract in every respect and the same individuals who now formulate the policies of Texas Management will continue to do so. The application also states that no change of policies will result from the proposals, and that the only change resulting from the proposals will be that the capital stock of Texas Management, instead of being owned by the latter company's present stockholders will be owned by another company which, in turn, is owned by the same individuals in precisely the same proportions in which they now own Texas Management.

Section 15 (a) of the Act provides, among other things, that no person shall serve as investment adviser of a registered investment company except pursuant to a written contract which has been approved by the vote of a majority of the outstanding voting securities of such registered company. Section 6 (c) of the Act provides that the Commission, upon application, may exempt any person or transaction from any provisions of the Act, if and to the extent such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than July 27, 1955, at 5:30 p. m., submit to the Commission, in writing, any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary,

Securities and Exchange Commission, Washington 25, D. C. At any time after said date, the application may be granted as provided in Rule N-5 of the Rules and Regulations promulgated under the Act.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 55-5656; Filed, July 13, 1955;
8:49 a. m.]

DEPARTMENT OF AGRICULTURE

Commodity Stabilization Service

HARVESTING, PRODUCTION AND CULTIVATION OF SUGARCANE IN LOUISIANA

NOTICE OF HEARING ON WAGES AND PRICES AND DESIGNATION OF PRESIDING OFFICERS

Pursuant to the authority contained in subsections (c) (1) and (c) (2) of section 301 of the Sugar Act of 1948, as amended (61 Stat. 929; 7 U. S. C. Sup. 1131) and in accordance with the rule of practice and procedure applicable to wage and price proceedings (7 CFR 802.1 et seq.) notice is hereby given that a public hearing will be held in Thibodaux, Louisiana, in the High School Gymnasium on July 29, 1955, beginning at 10:00 a. m.

The purpose of such hearing is to receive evidence likely to be of assistance to the Secretary of Agriculture in determining (1) pursuant to the provisions of section 301 (c) (1) of said act, fair and reasonable wage rates for persons employed in the harvesting of the 1955 crop of sugarcane, and in the production and cultivation of sugarcane during the calendar year 1956, and (2) pursuant to the provisions of section 301 (c) (2) of said act, fair and reasonable prices for the 1955 crop of sugarcane to be paid, under either purchase or toll agreements, by producers who process sugarcane grown by other producers and who apply for payments under the act.

In the interest of obtaining the best possible information, all interested persons are requested to appear at the hearing to express their views and present appropriate data in regard to wages and prices. With respect to wage rates, while testimony on all pertinent points is desired it is especially requested that witnesses be prepared to offer information and recommendations as to:

1. The use of piecework rates per ton for hand cutting, stripping or loading sugarcane and the advisability of continuing such rates in the determination;
2. Modification or elimination of the perquisite provision of the present wage determination.

The hearing, after being called to order at the time and place mentioned herein, may be continued from day to day within the discretion of the presiding officers and may be adjourned to a later day or to a different place without notice other than the announcement thereof at the hearing by the presiding officers.

A. A. Greenwood, Ward S. Stevenson, and Wilmer M. Grayson are hereby des-

ignated as presiding officers to conduct either jointly or severally the foregoing hearing.

Issued this 11th day of July 1955.

[SEAL] LAWRENCE MYERS,
Director Sugar Division.

[F. R. Doc. 55-5745; Filed, July 13, 1955;
8:59 a. m.]

Rural Electrification Administration

[Administrative Order 4993]

MONTANA

LOAN ANNOUNCEMENT

JUNE 1, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Montana 15T Fergus..... \$180,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5672; Filed, July 13, 1955;
8:51 a. m.]

[Administrative Order 4994]

VERMONT

LOAN ANNOUNCEMENT

JUNE 1, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Vermont 7AB Orleans..... \$50,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5673; Filed, July 13, 1955;
8:51 a. m.]

[Administrative Order 4995]

LOUISIANA

LOAN ANNOUNCEMENT

JUNE 1, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Louisiana 12Z Franklin..... \$39,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5674; Filed, July 13, 1955;
8:51 a. m.]

[Administrative Order 4996]

GEORGIA

LOAN ANNOUNCEMENT

JUNE 1, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Georgia 7TV Forsyth..... \$100,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5675; Filed, July 13, 1955;
8:51 a. m.]

[Administrative Order 4997]

SOUTH CAROLINA

LOAN ANNOUNCEMENT

JUNE 1, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
South Carolina 33S Cherokee..... \$50,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5676; Filed, July 13, 1955;
8:51 a. m.]

[Administrative Order 4998]

ARKANSAS

LOAN ANNOUNCEMENT

JUNE 7, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Arkansas 9AB Craighead..... \$637,000

[SEAL] ANCHER NELSEN,
Administrator.

[F. R. Doc. 55-5677; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 4999]

FLORIDA

LOAN ANNOUNCEMENT

JUNE 7, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting

through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Florida 29L Gadsden..... \$430,000

[SEAL] ANCHER NELSEN,
Administrator

[F. R. Doc. 55-5678; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5000]

KANSAS

LOAN ANNOUNCEMENT

JUNE 8, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Kansas 50G Labette..... \$222,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5679; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5001]

TEXAS

LOAN ANNOUNCEMENT

JUNE 8, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Texas 92R Bandera..... \$330,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5680; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5002]

TEXAS

LOAN ANNOUNCEMENT

JUNE 8, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Texas 54AB Wood..... \$335,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5681; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5003]

IDAHO

LOAN ANNOUNCEMENT

JUNE 9, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Idaho 4AC Bonner..... \$100,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5682; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5004]

IOWA

LOAN ANNOUNCEMENT

JUNE 9, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Iowa 34Y Jones..... \$680,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5683; Filed, July 13, 1955;
8:52 a. m.]

[Administrative Order 5005]

ALLOCATION OF FUNDS FOR LOANS

JUNE 9, 1955.

I hereby amend:

(a) Administrative Order No. 1559, dated July 16, 1948, by rescinding the allocation of \$50,000 therein made for "Kentucky 56M Morgan"

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5684; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5006]

ALLOCATION OF FUNDS FOR LOANS

JUNE 9, 1955.

Inasmuch as Tri-County Electric Association, Inc., has transferred certain of its properties and assets to East River Electric Power Cooperative, Inc., and East River Electric Power Cooperative, Inc., has assumed in part the indebtedness to United States of America, of Tri-County Electric Association, Inc., arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 1098, dated June 24, 1946, by changing the project designation appearing therein as "South Dakota 25A Aurora" in the amount of \$550,000 to read "South Dakota 25A Aurora" in the amount of \$492,354.13 and "South Dakota 43TP5 Minnehaha (South Dakota 25A Aurora)" in the amount of \$57,645.87.

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5685; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5007]

ILLINOIS

LOAN ANNOUNCEMENT

JUNE 10, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Illinois 33S Hancock..... \$190,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5686; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5008]

OKLAHOMA

LOAN ANNOUNCEMENT

JUNE 15, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Oklahoma 29V Hughes..... \$930,000

[SEAL] ANCHER NELSEN,
Administrator

[F. R. Doc. 55-5687; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5009]

INDIANA

LOAN ANNOUNCEMENT

JUNE 16, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Indiana 52S Ripley..... \$690,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5688; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5010]

NORTH DAKOTA

LOAN ANNOUNCEMENT

JUNE 17, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
North Dakota 29G McKenzie..... \$25,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5689; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5011]

INDIANA

LOAN ANNOUNCEMENT

JUNE 17, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Indiana 55P Tippecanoe..... \$306,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5690; Filed, July 13, 1955;
8:53 a. m.]

[Administrative Order 5012]

MISSOURI

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Missouri 38W Reynolds..... \$1,075,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5691; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5013]

VIRGINIA

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of

the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Virginia 37S Nansemond..... \$700,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5692; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5014]

ALABAMA

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Alabama 20R Baldwin..... \$380,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5693; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5015]

MINNESOTA

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Minnesota 66R Nobles..... \$443,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5694; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5016]

NORTH CAROLINA

LOAN ANNOUNCEMENTS

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
North Carolina 35V Davidson..... \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5695; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5017]

KANSAS

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Kansas 31S Crawford..... \$630,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5696; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5018]

KENTUCKY

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Kentucky 58P Floyd..... \$375,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5697; Filed, July 13, 1955;
8:54 a. m.]

[Administrative Order 5019]

ARKANSAS

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Arkansas 15X Woodruff..... \$1,000,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5698; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5020]

LOUISIANA

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of

NOTICES

the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Louisiana 11S Bossier----- \$160,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5699; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5021]

WYOMING

LOAN ANNOUNCEMENT

JUNE 20, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Wyoming 16H Hot Springs----- \$845,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5700; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5022]

ALABAMA

LOAN ANNOUNCEMENT

JUNE 22, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Alabama 27U Conecuh----- \$690,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5701; Filed July 13, 1955;
8:55 a. m.]

[Administrative Order 5023]

IOWA

LOAN ANNOUNCEMENT

JUNE 22, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Iowa 23P Crawford----- \$25,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5702; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5024]

ALLOCATION OF FUNDS FOR LOANS

JUNE 22, 1955.

I hereby amend:

(a) Administrative Order No. 2927, dated September 7, 1950, by reducing the loan of \$25,000 therein made for "Kansas 47F Trego" by \$23,325 so that the reduced loan shall be \$1,675.

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5703; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5025]

MINNESOTA

LOAN ANNOUNCEMENT

JUNE 22, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Minnesota 4M Lake----- \$495,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5704; Filed, July 13, 1955;
8:55 a. m.]

[Administrative Order 5026]

TEXAS

LOAN ANNOUNCEMENT

JUNE 22, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Texas 118R Henderson----- \$285,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5705; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5027]

GEORGIA

LOAN ANNOUNCEMENT

JUNE 22, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the

Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Georgia 83T Jackson----- \$820,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5706; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5028]

CALIFORNIA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
California 35E Sacramento Dis-
trict Public----- \$4,962,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5707; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5029]

NORTH DAKOTA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
North Dakota 27H Emmons----- \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5708; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5030]

COLORADO

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Colorado 20L Delta----- \$448,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5709; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5031]

COLORADO

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Colorado 26L San Miguel..... \$1,265,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5710; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5032]

COLORADO

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Colorado 33N Dolores..... \$1,390,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5711; Filed, July 13, 1955;
8:56 a. m.]

[Administrative Order 5033]

GEORGIA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Georgia 67Z Bacon..... \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5712; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5034]

TEXAS

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through

the Administrator of the Rural Electrification Administration

Loan designation: *Amount*
Texas 85R Wise..... \$240,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5713; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5035]

NEW MEXICO

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
New Mexico 22H McKinley..... \$210,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5714; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5036]

NORTH CAROLINA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
North Carolina 10X Haywood..... \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5715; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5037]

NORTH CAROLINA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
North Carolina 31U Halifax..... \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5716; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5038]

KANSAS

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Kansas 49H Ford..... \$578,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5717; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5039]

MINNESOTA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Minnesota 95T Lake of the Woods.. \$50,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5718; Filed, July 13, 1955;
8:57 a. m.]

[Administrative Order 5040]

GEORGIA

LOAN ANNOUNCEMENT

JUNE 23, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Georgia 87N Tattnall..... \$400,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5719; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5041]

KENTUCKY

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the

Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Kentucky 33V Daviess----- \$420,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5721; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5042]

OREGON

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Oregon 26P Wasco----- \$250,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5720; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5043]

TENNESSEE

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Tennessee 46K Warren----- \$925,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5722; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5044]

MISSOURI

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Missouri 47X Cooper----- \$1,020,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5723; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5045]

TEXAS

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Texas 69Z Erath----- \$270,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5724; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5046]

MINNESOTA

LOAN ANNOUNCEMENT

JUNE 24, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Minnesota 104B Cook----- \$532,000

[SEAL] CHARLES U. SAMENOW,
Acting Administrator

[F. R. Doc. 55-5725; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5047]

TENNESSEE

LOAN ANNOUNCEMENT

JUNE 27, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Tennessee 38G Jefferson----- \$1,015,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5726; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5048]

SOUTH CAROLINA

LOAN ANNOUNCEMENT

JUNE 27, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the

Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
South Carolina 35T Abbeville--- \$440,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5727; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5049]

SOUTH CAROLINA

LOAN ANNOUNCEMENT

JUNE 27, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
South Carolina 37U Lexington--- \$335,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5728; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5050]

MICHIGAN

LOAN ANNOUNCEMENT

JUNE 27, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Michigan 20T Delta----- \$50,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5729; Filed, July 13, 1955;
8:58 a. m.]

[Administrative Order 5051]

ILLINOIS

LOAN ANNOUNCEMENT

JUNE 29, 1955.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: *Amount*
Illinois 41S Jefferson----- \$625,000

[SEAL] FRED H. STRONG,
Acting Administrator

[F. R. Doc. 55-5730; Filed, July 13, 1955;
8:58 a. m.]